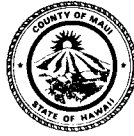


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Director of Council Services
Traci N. T. Fujita, Esq.

Deputy Director of Council Services
David M. Raatz, Jr., Esq.

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

April 7, 2022

Mr. Tyson Miyake, Chief of Staff
Office of the Mayor
County of Maui
Wailuku, Hawaii 96793

Dear Mr. Miyake:

SUBJECT: **FISCAL YEAR ("FY") 2023 BUDGET** (OM-1) (BFED-1)

May I please request you be prepared to answer the following questions at the BFED Committee meeting held via BlueJeans on **April 8, 2022**.^{*} This will enable the Committee to comprehensively review the FY 2023 Budget. Please also submit your answers to bfed.committee@mauicounty.us by the end of the day on **April 11, 2022**. **Date subject to change without notice.*

Overall

1. Key Activity Goal 2.3, Economic Development Program – Workforce Development is “Provide job training opportunities to assist with sustainable living wages.” The FY 2021 actual amount was 51,638, but the FY 2023 goal is 250. Please explain the significant difference in these amounts. (Page 437, Program Budget). (GJ)
2. Please provide the following information on the \$1,200,000 grant from the State of Hawaii Cesspool Conversion Pilot Program. (Page 406 of the Program Budget)
 - i. Please provide an overview of how these funds will be used. (MM) (TP)
 - ii. How much of this funding will be for environmental programs and how much will be for cesspool conversion? (TP)
 - iii. How will these funds be distributed to residents? (TK)

- iv. What will the application process be? (TK)
- v. How much money will each applicant be eligible for and how many households is this money intended to assist? (TK)
3. What are the main priority projects of the Climate Change, Resiliency, and Sustainability Program for FY 2023 to address the impacts of climate change in Maui County? (Page 397, Program Budget) (KTK)
4. Please explain how Fiscal 2022 Base Rent amounts are calculated for the Kula Agricultural Park lots. Is this rent paid monthly or annually? Would the County use a similar formula for agricultural land leased for agricultural purposes in other parts of the island than the Kula Agricultural park? (Pages 1-3, Appendix B-1) (TP)
5. Please provide a current list of Community Development Block Grant recipients if it is available. (Page 443, Program Budget) (SS)

Category "A"

1. How many vacant positions currently exist in the Office of the Mayor? (KTK)
2. What will you do to attract and retain high quality candidates for vacant and expansion positions? (KTK)
3. Under the Economic Development Program, one Economic Development Specialist III was split into a Grants Management Program Specialist II and an Office Operations Assistant II. Have these positions any vacant positions been allocated 12 months of salary? If so, will these positions be filled by July 1, 2022? (Pages 12-19 & 12-20, Budget Details, Index Code 903039A) (TP)
4. The FY 2023 Budget includes \$87,500 for an Executive Assistant I position described as a cultural advisor. What are the minimum qualifications for this position? What are the duties of this position? (Page 12-3, Budget Details, Index Code 903013A, Sub-Object Code P-29236) (MM)

Category "B & C"

Mr. Tyson Miyake
April 7, 2022
Page 3

1. In the Administration Program, \$30,000 is included to fund the Mayor's Contingency. The actual cost in FY 2022 was \$20,000, and the actual expenses in FY 2021 were \$5,592. What activities are planned for FY 2023 that explain this increased allocation? (Pg. 12-8, Budget Details, Index Code 903351B, Sub-Object Code 6221) (TP)
2. The FY 2023 Budget includes a County Grant Subsidy for a workforce development program and kupuna care services in the amount of \$600,000. What services are provided by the workforce development program and how many kupuna do you plan to serve using these funds? (Page 415, Program Budget, Index Code 903146B, Sub-Object Code 6317) (MM)
3. The FY 2023 Budget includes \$100,000 for the Capital Improvement Project budgeting module implementation and training. Does the Capital Improvement Program require a different, specialized, budget module? Budget module training and implementation was also included in the FY 2022 Budget, why is more training needed? (Page 12-16, Budget Details, 903203B-6132; Page 410, Program Budget) (TP)
4. The FY 2023 Budget includes \$75,000 for grant tracking programs and software. Has the current grants management software become obsolete, do the increasing number of grants require new software, or is there another reason this software is needed? (Page 12-23, Budget Details, Index Code 903039B, Sub-Object Code 6244) (TP)

County Grants

Administration Program – County Grant Subsidies

1. Which additional board and commission meetings will Akaku broadcast in FY 2023? Which boards and commissions will increase their number of meetings in FY 2023? (Page 12-9, Budget Details, Index Code 90304B, Sub-Object Code 6317) (TP)
2. Funding is being requested for Professional Services related to the Climate Action Plan for “plan implementation.” Please clarify if a plan already exists. (Page 12-9, Budget Details, Index Code 903016B, Sub-Object Code 6132) (KRF)

Mr. Tyson Miyake
April 7, 2022
Page 4

3. A line item is included for Resiliency Strategy for “strategy implementation.” Please clarify if a strategy already exists. (Page 12-9, Budget Details, Index Code 903017B, Sub-Object Code 6132) (KRF)
4. Maui News recently announced “Public input is being sought to help develop a Climate Action and Resiliency Plan that focuses on climate adaptation and carbon mitigation strategies for Maui County.” Are the two separate allocations of \$150,000 for the Climate Action Plan, and the Resiliency Strategy meant for two separate contracts that will be later compiled into one plan for adoption? Please explain. (Page 12-9, Budget Details, Index Code 903017B) (KRF)
5. The “Climate Mitigation/Adaptation Program” is a second year appropriation of \$850,000 for professional services. Is the Scope of Work available for review? If not, please explain what the contract would entail. (Page 12-10, Budget Details, Index Code 903020B, Sub-Object Code 6132) (KRF)
6. Why was the Council added condition for funding Responsible Markets LLC deleted from the Climate Mitigation/Adaptation Program? (12-10, Budget Details, Index Code 903022B) (SS)
7. How was the FY 2022 funding for the Climate Action Plan and the Climate Mitigation/Adaptation program expended? Where can we see the results of these expenditures? (Page 402, Program Budget) (TP)
8. How will the \$1,000,000 in Environmental Protection grant funds be allocated? (Page 12-10, Budget Details; Index Code 903115B, Sub-Object Code 6317) (KTK) (TP)
9. Which entity or entities have been contracted for the Green Building and Resilient Housing program? What type of community projects will be supported with this funding? (Page 12-10, Budget Details, Index Code 903038B, Sub-Object Code 6132) (TP)
10. The Maui Soil/Water Conservation District funds increased by \$138,000 to \$321,000 for “Increase capacity of resources.” Please explain what the expansion is intended to include. (Page 12-12, Budget Details, Index Code 903116B) (KRF) (TP)
11. How will the \$300,000 in Renewable Energy Programs grant funds be allocated? (Page 402, Program Budget) (TP)

Grants and disbursements for Business Development & Technology

1. How will the Office of the Mayor ensure the funding allocated for small businesses is spent equitably? (Page 12-39, Budget Details, 903278B-6317; Pages 422 & 425, Program Budget) (TP)
2. The FY 2023 Budget includes \$500,000 for “Sports and Events.” Please provide the following information: (Page 12-40, Budget Details, Index Code 903128B, Sub-Object Code 6317)
 - a. What specific events will fall under this category? (TK)
 - b. How many events will be funded and in which areas of the County will they be held in? (TK)
 - c. How much money would each event be eligible to receive? (TK)
 - d. What types of promotional activities will be encouraged or funded with this funding? (TK)
 - e. What additional sporting events and other events are coming to Maui County in FY 2023? (TP)
 - f. What other types of events will be promoted and what promotional techniques will be used for these promotions? (TP)

Grants and disbursements for Culture, Arts, and Tourism

1. Which additional Cultural & Arts programs will be funded using the \$300,000 allocated in FY 2023? (Page 12-42, Budget Details, Index Code 903846B, Sub-Object Code 6317) (TP)

Grants and disbursements for Agricultural Promotion

1. Why were these grants not get moved under the Department of Agriculture for FY 2023? (Page 430, Program Budget) (GJ)
2. The Kula Agricultural Park program description reads “funding for UV treatment to meet vegetable cleaning process and environmental cleanup.” Will the UV treatment be available to use for all vegetable farmers on Maui, all those farming within Kula Agricultural Park, or just one lot at Kula Agricultural Park? Please provide information on

Mr. Tyson Miyake
April 7, 2022
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what type of environmental clean-up is necessary at Kula Agricultural Park? (Page 12-29, Budget Details, Index Code 903147B, Sub-Object Code 6317; Page 431, Program Budget) (TP)

3. Why was no funding provided for the Maui County Farm Bureau in FY 2023? (Page 430, Program Budget) (TK)
4. Will the MEO Agriculture Micro grants prioritize first time applicants? (Page 430, Program Budget) (SS)
5. The Department removed the \$259,000 for a one-time request for a refrigeration delivery truck for the Maui Food Hub. Why was no additional funding provided to the Maui Food Hub in FY 2023? (Page 12-28, Budget Details, Index Code 903160B, Sub-Object Code 6317) (MM)
6. Please explain the difference between the Feral Animal Recovery Grant included under Grants and disbursements Agricultural Promotion and the Feral Animal Control Grant included under Grants and disbursements for Water and Environmental Resource Protection and Conservation. Will these grants be awarded to different entities? (Pages 12-28 & 12-45, Budget Details, Index Code 903153B, Sub-Object Code 6317 and Index Code 903145B, Sub-Object Code 6317, respectively) (TP)

Thank you for your attention to this request. Should you have any questions, please contact me or the Committee staff (Lesley Milner at ext. 7886, Jerry Paredes at ext. 7140, or Yvette Bouthillier at ext. 7758).

Sincerely,



KEANI N.W. RAWLINS-FERNANDEZ, Chair
Budget, Finance, and Economic
Development Committee

bfed:2023bgt:220407aom01:ljcm

cc: Mayor Michael P. Victorino
Budget Director

BFED Committee

From: BFED Committee
Sent: Thursday, April 7, 2022 6:48 PM
To: Tyson Miyake
Cc: BFED Committee; 'Michelle Santos'; 'Zeke Kalua'; michele.yoshimura@co.maui.hi.us
Subject: PLEASE READ attached letter re: FISCAL YEAR ("FY") 2023 BUDGET (BFED 1) (OM-1)
Attachments: (OM-1) Correspondence to Mayor 04-07-2022.pdf

Mr. Miyake: Please refer to the attached letter from the Budget, Finance, and Economic Development (BFED) Committee Chair, April 7, 2022

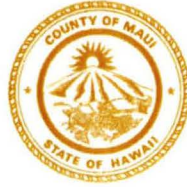
Mayor's Office (attention: Michelle Santos and Zeke Kalua): Please forward the attached letter to Mayor Victorino.

Ms. Yoshimura: FYI

Thank you,
Yvette Bouthillier, Secretary
BFED Committee

MICHAEL P. VICTORINO
Mayor

SANANDA K. BAZ
Managing Director



COUNTY OF MAUI
OFFICE OF THE MAYOR
200 SOUTH HIGH STREET
WAILUKU, MAUI, HAWAII 96793

April 11, 2022

Honorable Michael P. Victorino
Mayor, County of Maui
200 South High Street
Wailuku, Hawai'i 96793

APPROVED FOR TRANSMITTAL

Michael P Victorino 4/14/22
Mayor Date

For Transmittal to:

Honorable Keani N.W. Rawlins-Fernandez, Chair
Budget, Finance, and Economic Development Committee
200 South High Street
Wailuku, Hawai'i 96793

Dear Chair Rawlins-Fernandez:

SUBJECT: **FISCAL YEAR ("FY") 2023 BUDGET** (OM-1)(BFED-1)

This is in response to your letter dated April 4, 2021, requesting information on the following questions:

Overall

1. Key Activity Goal 2.3, Economic Development Program – Workforce Development is “Provide job training opportunities to assist with sustainable living wages.” The FY 2021 actual amount was 51,638, but the FY 2023 goal is 250. Please explain the significant difference in these amounts. (Page 437, Program Budget). (GJ)

The goal for FY 2023 should be 37,000 not 250 as provided on page 437.

2. Please provide the following information on the \$1,200,000 grant from the State of Hawai'i Cesspool Conversion Pilot Program. (Page 406 of the Program Budget)

- i. Please provide an overview of how these funds will be used. (MM) (TP)

The State Department of Health (“DOH”) has allocated \$1,200,000 for cesspool conversions under the State Water Pollution Control Revolving Fund. These funds will be divided amongst the counties that submit applications for funding. The County of Maui has submitted a request for \$500,000. However, if funding is still available, the application may be amended to request for additional funding. This is a pilot program and all funds need to be used and projects 100% completed by the end of FY 2023.

- ii. How much of this funding will be for environmental programs and how much will be for cesspool conversion? (TP)

Because of the specific purpose of the funds, none of the funding will be used for environmental programs. The entire allocation received by the County will be used for cesspool conversions. Furthermore, these funds cannot be used for administrative costs or project management.

- iii. How will these funds be distributed to residents? (TK)

Residents will need to submit an application for the program. County personnel will work with the recipients of the individual grant for the conversion. Funding for the cesspool conversions will be administered through the Cesspool Conversion Program. These projects will be paid for by the County and residents will need to submit an application to the Climate, Change, Resiliency, and Sustainability (CCRS) Division for consideration.

- iv. What will the application process be? (TK)

The application process has not been formalized. However, highly concentrated and critical cesspools in the Upcountry area are of most concern.

- v. How much money will each applicant be eligible for

and how many households is this money intended to assist? (TK)

Applicants who are selected are eligible for funding to complete the project in its entirety. The estimated cost is \$30,000 per project (high end estimate provided by the DOH). Maui County proposes to complete fifteen (15) projects in FY 2023.

3. What are the main priority projects of the Climate Change, Resiliency, and Sustainability Program for FY 2023 to address the impacts of climate change in Maui County? (Page 397, Program Budget) (KTK)
- *Climate Change Vulnerability Assessment completion (will help to inform Adaptation/ Resiliency Plan; this will include Heat Map Index and Fire Risk study with ALICE populations focus)*
 - *County of Maui Climate Action and Resilience Plan (CARP) completion and adoption.*
 - *Once CARP strategies are adopted, the next priority will be to implement these strategies using whole system solutions and nature based solutions.*
 - *Energy Savings Performance Contracting (ESPC) Continue to support and facilitate development and implement across County facilities.*
 - *Continue to support and facilitate electrification of transportation in County vehicle fleet and deployment of additional public and fleet electric vehicle charging stations.*
 - *Continue to support and facilitate the development of a resilience hubs network across Maui County.*
 - *Continue to support and facilitate green building and resilient housing programs, resources, and initiatives across Maui County (e.g. complete and publish Maui County Resilient Housing Guide).*
 - *Continue to support and facilitate 100% clean energy planning for Maui County (e.g. New Renewable Energy Pathways report).*

- *Continue to support non-profit and for profit community initiatives and projects through the CCRS grants program (i.e. clean energy, electrification of transportation, green building and resilient housing, environmental protection, etc.).*
 - *Continue to develop the CCRS Climate Action Through Engagement (ClimATE) Hub (an online website for climate action and resiliency engagement).*
 - *Continue to support County departments in pursuing climate action and resiliency projects, studies, and initiatives.*
 - *Continue to support environmental protection and natural resources management efforts and initiatives throughout Maui County.*
 - *Continue to support circular economy initiatives across Maui County.*
 - *Support progressive climate action, resiliency, and sustainability legislation at the County and State levels.*
 - *Continue to pursue grant opportunities and other funding mechanisms to support all of the above.*
4. Please explain how Fiscal 2022 Base Rent amounts are calculated for the Kula Agricultural Park lots. Is this rent paid monthly or annually? Would the County use a similar formula for agricultural land leased for agricultural purposes in other parts of the island than the Kula Agricultural park? (Pages 1-3, Appendix B-1) (TP)
- Kula Agricultural Park tenant annual Lease Rent is \$100 per usable acreage (vs total acreage). Tenants have an option to pay monthly or annually. Currently there are 31 individual lots: 18 are invoiced quarterly, 11 are invoiced annually, and 2 are currently vacant. Utilizing a similar formula for other County agriculture lands is a possibility and would be determined by the overseeing Department.*
5. Please provide a current list of Community Development Block Grant recipients if it is available. (Page 443, Program Budget) (SS)

Grant Year 2022 – Awaiting Resolution adoption by Council

- *Hale Makana Mentor Center Restoration*
- *Hale Makua Wailuku Rehabilitation*
- *Hana Fire Tanker (partial funding)*
- *Maui Economic Opportunity Moloka'i Bus*
- *Moloka'i Fire Jet Ski*
- *Moloka'i Landfill Wood Hog Grinder*

A copy of the proposed resolution is attached for your reference. (Exhibit "1")

Category "A"

1. How many vacant positions currently exist in the Office of the Mayor? (KTK)

The Office of Economic Development ("OED") has two vacant positions.

2. What will you do to attract and retain high quality candidates for vacant and expansion positions? (KTK)

To attract candidates, social media and referrals will be used. To retain staff, opportunities for growth, including training, career development, and other measures will be offered.

3. Under the Economic Development Program, one Economic Development Specialist III was split into a Grants Management Program Specialist II and an Office Operations Assistant II. Have these positions any vacant positions been allocated 12 months of salary? If so, will these positions be filled by July 1, 2022? (Pages 12- 19 & 12-20, Budget Details, Index Code 903039A) (TP)

The Grants Management Program Specialist II position is currently filled. The Office Operations Assistant II is currently vacant but will be filled before the end of FY 2022.

4. The FY 2023 Budget includes \$87,500 for an Executive Assistant I position described as a cultural advisor. What are the minimum qualifications for this position? What are

the duties of this position? (Page 12-3, Budget Details, Index Code 903013A, Sub-Object Code P-29236) (MM)

The minimum qualifications for this position include fluency in written and oral Hawaiian language, knowledge in traditional values and philosophies, and the access to online databases and archive systems.

Position Responsibilities

- *Advocate for 'ōiwi resources within the County.*
- *Advise, collaborate, and educate government officials and the community of the preservation of the Hawaiian culture and resources.*
- *Collaborate with the Mayor, Executive Branch, and Council to ensure pono management of 'ōiwi resources throughout the County and fulfillment of the County's kuleana to Native Hawaiian rights.*
- *Advise and collaborate on projects, programs, and partnerships to care for and develop 'ōiwi resources.*
- *Promote the regeneration, protection, and sustainable utilization of 'ōiwi resources within the County.*
- *Guide the County in the correct usage of the Hawaiian language, including place names, and the integration of Hawaiian language and culture within the County functions.*
- *Advise State and Federal agencies on all projects and programs that affect 'ōiwi resources in the County.*

Category "B & C"

1. In the Administration Program, \$30,000 is included to fund the Mayor's Contingency. The actual cost in FY 2022 was \$20,000, and the actual expenses in FY 2021 were \$5,592. What activities are planned for FY 2023 that explain this increased allocation? (Pg. 12- 8, Budget Details, Index Code 903351B, Sub-Object Code 6221) (TP)

The Mayor's contingency funds are used for expenses related to events and activities such as interaction with dignitaries, visiting delegations, and other special events. Expenditures were low in FY 2021 because of the COVID-19 pandemic and its restrictions. Every four years, funding is requested for the Mayor's inauguration. The increase of \$10,000 is for the

inauguration ceremony for CY 2023.

2. The FY 2023 Budget includes a County Grant Subsidy for a workforce development program and kupuna care services in the amount of \$600,000. What services are provided by the workforce development program and how many kūpuna do you plan to serve using these funds? (Page 415, Program Budget, Index Code 903146B, Sub- Object Code 6317) (MM)

Funding is for the Moloka'i Rural Health Program that currently services our kūpuna on Moloka'i. This program is twofold, it enhances

Workforce development where at least 21 positions have been created, ranging from management to service provision. Also, licenses and certification have been obtained for the massage therapist and hairstylists.

Services currently include: lomi lomi massage, hair stylists, chore services, and yard service. Specialty services currently being offered by a Podiatrist, Optometrist, and Pharmacist.

Projection for FY 2023 is to service 700 kūpuna with the funding provided.

3. The FY 2023 Budget includes \$100,000 for the Capital training. Does the Capital Improvement Program require a different, specialized, budget module? Budget module training and implementation was also included in the FY 2022 Budget, why is more training needed? (Page 12-16, Budget Details, 903203B-6132; Page 410, Program Budget) (TP)

The Budget Office currently uses a Capital Budgeting System that does not interface with the accounting system that is used by the Department of Finance. Therefore, the prior year funding and expenditures require manual input and is not system generated. The funding requested for FY 2023 is for Phase II of the budget conversion from a Word/Excel format in producing the annual Program Budget Book and details. This capital program module will enable the financial data for the CIP projects to be more readily available and system generated instead of manual calculations. The funding also includes implementation and training for county personnel.

The FY 2022 Funds were used for the module to create the program budget book relating to the department information.

4. The FY 2023 Budget includes \$75,000 for grant tracking programs and software. Has the current grants management software become obsolete, do the increasing number of grants require new software, or is there another reason this software is needed? (Page 12-23, Budget Details, Index Code 903039B, Sub-Object Code 6244) (TP)

OED currently does not have a grants tracking program. This purchase will assist with grants management and increased efficiency.

County Grants

Administration Program – County Grant Subsidies

1. Which additional board and commission meetings will Akakū broadcast in FY 2023? Which boards and commissions will increase their number of meetings in FY 2023? (Page 12-9, Budget Details, Index Code 90304B, Sub-Object Code 6317) (TP)

Between March 2020 and March 2022, attendance increased resulting in more boards, commissions and committees being able to make quorum and preventing meeting cancelation. This resulted in an increasing number of meetings to be covered by AKAKU.

To date, Akakū covered:

FY 2019 – 73 meetings

FY 2020 – 61 meetings

FY 2021 – 136 meetings

FY 2022 (Quarter 1 & 2) – 91

Furthermore, pending the outcome of the proposed Charter amendments, there may be additional committees that will be covered by AKAKU.

2. Funding is being requested for Professional Services related to the Climate Action Plan for “plan implementation.” Please clarify if a plan already exists. (Page 12-9, Budget Details, Index Code 903016B, Sub- Object Code 6132) (KRF)

The County of Maui's Climate Action and Resiliency Plan (CARP) is currently being developed and is expected to be completed in the Fall/Winter of 2022.

3. A line item is included for Resiliency Strategy for "strategy implementation." Please clarify if a strategy already exists. (Page 12- 9, Budget Details, Index Code 903017B, Sub-Object Code 6132) (KRF)

In alignment with best practices identified by ICLEI, the CARP is an integrated plan that addresses both climate action planning targeting greenhouse gas emissions mitigation, and resiliency planning targeting climate adaptation strategies. A number of climate action and resiliency strategies have already been identified and are actively being pursued while the CARP is completed and then officially adopted as the County's CARP. These existing and proposed implementation strategies are described as whole systems solutions and nature based solutions. These include the development of a resiliency hub network, the continued build of a public electric vehicle charging station, long-term clean energy planning, identifying climate change vulnerabilities, etc. CCRS will continue to pursue these whole system solutions in alignment with the soon to be completed CARP.

4. Maui News recently announced "Public input is being sought to help develop a Climate Action and Resiliency Plan that focuses on climate adaptation and carbon mitigation strategies for Maui County." Are the two separate allocations of \$150,000 for the Climate Action Plan, and the Resiliency Strategy meant for two separate contracts that will be later compiled into one plan for adoption? Please explain. (Page 12-9, Budget Details, Index Code 903017B) (KRF)

The two separate allocations are an acknowledgement that the County needs to dedicate resources to support both climate action (aka climate change mitigation) and resiliency (aka climate change adaptation). The intent is for these two budget allocations to support integrated and complementary approaches to addressing both of these pressing community needs. These budget line items could support one or more procurements for professional services to further these joint goals. These funds are intended to further the implementation of the County's soon to be completed CARP.

5. The “Climate Mitigation/Adaptation Program” is a second year appropriation of \$850,000 for professional services. Is the Scope of Work available for review? If not, please explain what the contract would entail. (Page 12-10, Budget Details, Index Code 903020B, Sub-Object Code 6132) (KRF)

In FY 2022, the CCRS Climate Mitigation/Adaptation Program is supporting the following projects:

- *County of Maui Planning Department/UH Sea Grant project to develop Environmentally Sensitive Areas and Nature Based Solutions Atlas for Maui County. The overarching goal of the project is to develop countywide mapping of environmentally sensitive areas (i.e. streams, wetlands, floodplains, dunes, and estuaries) and resiliency priorities to inform a pipeline of conservation and restoration projects. This project includes the implementation of the Kapukaulua (Baldwin Beach) dune restoration plan. (\$500,000)*
 - *County of Maui Department of Water Supply project to incorporate PV solar power system, battery energy storage system, and electric vehicle charging station at Launiupoko Beach Park to be integrated into the existing greywater pilot project. (\$125,000)*
 - *County of Maui Department of Parks and Recreation to support resiliency hubs enhancements to air conditioning systems and water/energy efficiency improvements at Kihei Community Center. (\$75,000)*
 - *Ka‘ehu Open Space/Conservation project. (\$150,000)*
6. Why was the Council added condition for funding Responsible Markets LLC deleted from the Climate Mitigation/Adaptation Program? (12-10, Budget Details, Index Code 903022B) (SS)

The funding for Responsible Markets LLC from the FY 2022 budget was a line item proviso from County Council. As such, should Council wish to continue to support this specific project, Council could propose a similar line item proviso for FY 2023. Otherwise, applying to the CCRS FY 2023 grants program would be another option for Responsible Markets LLC to

submit a proposal to be considered for grant funding in FY 2023.

7. How was the FY 2022 funding for the Climate Action Plan and the Climate Mitigation/Adaptation program expended? Where can we see the results of these expenditures? (Page 402, Program Budget) (TP)

Please see answer to question 5 above for Climate Mitigation/Adaptation Program (Index Code 903020B).

Climate Action Plan (903016B; \$150,000) and Resiliency Strategy (903017B; \$150,000)

- o *These funds have been allocated to support energy efficiency/renewable energy improvements (climate action/mitigation) and natural disaster strengthening (climate adaptation/resiliency) improvements at targeted resiliency hub sites managed by Department of Parks and Recreation.*

8. How will the \$1,000,000 in Environmental Protection grant funds be allocated? (Page 12-10, Budget Details; Index Code 903115B, Sub-Object Code 6317) (KTK) (TP)

The \$1,000,000 appropriation will be allocated through CCRS as competitive reimbursable grants. Grant awards will be based on the grant proposal, scope of project, and prior ability to execute deliverables. Nonprofit and for profit organizations are welcome to apply as well as new organizations to County grants. For FY 2022, Environmental Protection grants awarded 13 grants to environmental programs and CCRS anticipates to award 13 or more grants for FY 2023, pending the final approval of the budget.

9. Which entity or entities have been contracted for the Green Building and Resilient Housing program? What type of community projects will be supported with this funding? (Page 12-10, Budget Details, Index Code 903038B, Sub-Object Code 6132) (TP)

\$100,000 of these funds will be allocated to support community based green building and resilient housing

projects from non-profit and for profit applicants to the CCRS grants program.

\$150,000 of these funds will be used to contract for professional services to advance green building and resilient housing projects across Maui County, including supporting green building and resilient housing projects at County facilities. Possible projects that will be supported are green building material, design, and technology feasibility studies, LEED certifying buildings, and planning for green infrastructure for affordable housing.

10. The Maui Soil/Water Conservation District funds increased by \$138,000 to \$321,000 for “Increase capacity of resources.” Please explain what the expansion is intended to include. (Page 12-12, Budget Details, Index Code 903116B) (KRF) (TP)

The proposed increase for the Maui Soil/ Water Conservation District will support their capacity to hire additional staff and pursue more grant opportunities for their program.

11. How will the \$300,000 in Renewable Energy Programs grant funds be allocated? (Page 402, Program Budget) (TP)

\$100,000 of these funds will be allocated to support community based clean energy projects from non-profit and for profit applicants to the CCRS grants program.

\$200,000 of these funds will be used to contract for professional services to advance clean energy projects across Maui County, including supporting clean energy projects at County facilities. Possible projects include PV solar projects, battery energy storage systems projects, and energy efficiency projects.

Grants and disbursements for Business Development & Technology

1. How will the Office of the Mayor ensure the funding allocated for small businesses is spent equitably? (Page 12-39, Budget Details, 903278B-6317; Pages 422 & 425, Program Budget) (TP)

OED works to ensure the programs service all three islands, when possible. Community outreach is done through our main office and also at our satellite offices at the County Service

Center and Kuha`o Business Center. OED encourages applicants to extend services/programs to the entire county to the possible.

2. The FY 2023 Budget includes \$500,000 for “Sports and Events.” Please provide the following information: (Page 12-40, Budget Details, Index Code 903128B, Sub-Object Code 6317)

- a. What specific events will fall under this category? (TK)

The specific events will be determined by grant applications received and approved for funding.

- b. How many events will be funded and in which areas of the County will they be held in? (TK)

We are unable to forecast the total number of events and locations at this time. It does depend on applications and opportunities that become available.

- c. How much money would each event be eligible to receive? (TK)

Each grant application is evaluated individually to assess the value of the proposed project.

- d. What types of promotional activities will be encouraged or funded with this funding? (TK)

The promotional activities are handled by the Grantee. The Grantee provides their advertising methods within their application and budget. OED does assist with its own networks to promote the sponsored events.

- e. What additional sporting events and other events are coming to Maui County in FY 2023? (TP)

Organizers of the Friday Town Parties are considering bringing these events back. This includes Lāna‘i 5th Friday events.

- f. What other types of events will be promoted and what promotional techniques will be used for these promotions? (TP)

Promotional techniques are determined by the Grantee. OED does work with the Grantee to ensure they maximize opportunities. OED does assist with sharing and promoting the events through our own networks.

Grants and disbursements for Culture, Arts, and Tourism

1. Which additional Cultural & Arts programs will be funded using the \$300,000 allocated in FY 2023? (Page 12-42, Budget Details, Index Code 903846B, Sub-Object Code 6317) (TP)

In FY 2022, the grant applications for Culture & Arts Programs exceeded the funding level that was available. We anticipate applications for FY2022 to be at that same level.

Grants and disbursements for Agricultural Promotion

1. Why were these grants not get moved under the Department of Agriculture for FY 2023? (Page 430, Program Budget) (GJ)

These grants will eventually be moved under the new Department of Agriculture. They would not have the capacity on July 1, 2022 to accept, execute, and manage these grants as a new department. Plans are to eventually move this program for Department of Agriculture to manage and monitor.

2. The Kula Agricultural Park program description reads “funding for UV treatment to meet vegetable cleaning process and environmental cleanup.” Will the UV treatment be available to use for all vegetable farmers on Maui, all those farming within Kula Agricultural Park, or just one lot at Kula Agricultural Park? Please provide information on what type of environmental clean-up is necessary at Kula Agricultural Park? (Page 12-29, Budget Details, Index Code 903147B, Sub- Object Code 6317; Page 431, Program Budget) (TP)

The UV treatment is intended to aid in food safety compliance and would be for the tenants at the Kula Ag Park. The environmental clean-up will need to be done on two lots that were vacated. There are some items left by the previous tenant that will need to be removed before the lots can be leased to new tenants.

3. Why was no funding provided for the Maui County Farm Bureau in FY 2023? (Page 430, Program Budget) (TK)

There is no line-item grant for the Maui County Farm Bureau in the FY 2023 Budget however, they may apply for a grant under the Agricultural Promotion and Agricultural Promotion Fund. The \$100,000 provided as a line-item in FY2022 was a one-time funding to assist with repairs at the Kula Vacuum Cooling Plant. They also received funding from the Agricultural Promotion and Agricultural Promotion Fund in FY 2022.

4. Will the MEO Agriculture Micro grants prioritize first time applicants? (Page 430, Program Budget) (SS)

MEO does prioritize first time applicants as a means of providing applicants fair opportunity.

5. The Department removed the \$259,000 for a one-time request for a refrigeration delivery truck for the Maui Food Hub. Why was no additional funding provided to the Maui Food Hub in FY 2023? (Page 12-28, Budget Details, Index Code 903160B, Sub-Object Code 6317) (MM)

The one-time request was done as a priority by a councilmember to allow the agency to obtain the equipment to assist with their operations. Since it was a one-time request in FY 2022 and no requests has been received for additional funds for FY 2023 it was not included in the proposed budget. The Maui Food Hub may submit an application for funding under the Agricultural Promotion and Agricultural Promotion Fund appropriation.

6. Please explain the difference between the Feral Animal Recovery Grant included under Grants and disbursements Agricultural Promotion and the Feral Animal Control Grant included under Grants and disbursements for Water and Environmental Resource Protection and Conservation. Will these grants be awarded to different entities? (Pages 12-28 & 12-45, Budget Details, Index Code 903153B, Sub-Object Code 6317 and Index Code 903145B, Sub-Object Code 6317, respectively) (TP)

The Feral Animal Recovery Grant is intended to aid with mitigation efforts and is a continuation of the grant program

Keani N.W. Rawlins-Fernandez, Chair
April 14, 2022
Page 16

awaiting approval with FY2022 funds. This was on the April 4, 2022 County Council Agenda.

Feral Animal Control Grant is the feral animal program that was formerly with Department of Housing and Human Concerns.

These two programs will be awarded differently to various agencies, farmers, and ranchers.

Should you have any further questions or concerns, please do not hesitate to contact me at extension 8275.

Sincerely,



TYSON K. MIYAKE
Chief of Staff

TKM: lnm

Honorable Alice L. Lee, Chair
Page 2
March 24, 2022

The complete proposal applications, rating worksheets, scoring results and other related documents are available for your review. Please be advised that these documents are confidential until the grants have been awarded. If you wish to view these documents, please contact our office.

Thank you for your attention to this matter. If you have any questions, please do not hesitate to contact me at Ext. 7213.

Sincerely,



JOSEPH PONTANILLA
CDBG Program Manager

Enclosures

xc: Michele Yoshimura, Budget Director, w/o Attachments

Resolution

No. _____

AUTHORIZING THE FILING OF AN APPLICATION
WITH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT,
UNITED STATES OF AMERICA,
FOR A GRANT UNDER THE
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, pursuant to Title I, Housing and Community Acts of 1974 and 1977, and Section 7(d), Department of Housing and Urban Development Act, the United States of America has authorized the making of grants to public bodies to aid in financing housing and community development projects; and

WHEREAS, the assistance of the U.S. Department of Housing and Urban Development is desired to aid in the development of several community development projects within the County of Maui; now, therefore,

BE IT RESOLVED BY THE Council of the County of Maui:

1. That it does hereby authorize the Mayor of the County of Maui, or his duly authorized representative, to execute and file an application on behalf of the County of Maui with the U.S. Department of Housing and Urban Development for a grant of ONE MILLION NINE HUNDRED THIRTY-THREE THOUSAND EIGHT HUNDRED SIX DOLLARS (\$1,933,806) to aid in the development of the following projects:

Resolution No. _____

| | | |
|----|---|------------|
| 1. | Hale Makua Health Services Project: Hale Makua Wailuku Rehabilitation Rehabilitation to replace the electrical wiring within the building, replace the electrical panel, and rehabilitate the existing roof. | \$ 311,750 |
| 2. | County of Maui, Department of Fire & Public Safety Project: Fire Jet Ski 4 Acquisition for Jet Ski apparatus for the Molokai community. The equipment will support the Department of Fire and Public Safety on Ocean rescue/emergencies. | \$ 25,000 |
| 3. | Big Brothers Big Sisters Hawaii, Inc. (dba Big Brothers Big Sisters of Maui) Project: Hale Makana Mentor Center Restoration Rehabilitation to the windows within the facility. The building is 24 years old that serves the low-income youths at the Hale Makana o Waiale Neighborhood. | \$ 48,000 |
| 4. | Maui Economic Opportunity, Inc. Project: MEO Molokai Bus Acquisition of a 25- passenger ADA compliant bus for the Rural Shuttle Service on Molokai | \$ 199,000 |
| 5. | County of Maui Department of Environmental Management Project: Molokai Landfill Wood Hog Grinder Acquisition of a Wood Hog Grinder apparatus to handle green -waste material and composts at the Molokai landfill | \$ 920,000 |
| 6. | County of Maui, Department of Fire and Public Safety Project: Hana Fire Tanker Acquisition of a Fire Tanker apparatus to serve the Hana community. \$43,295 is partial funding; total requested amount was \$600,000. | \$ 43,295 |
| 7. | CDBG Program Administration | \$ 386,761 |
| | Total | 1,933,806 |

Resolution No. _____

Furthermore, as recommended by the U.S. Department of Housing and Urban Development to avoid compromising the performance of the County of Maui CDBG Program in the accomplishment of its objectives, should any of the projects listed above prove not feasible for funding, is not in the position for funding as represented in the CDBG application, or should any funds from prior years become available for reprogramming actions by the CDBG Program Manager during Program Year 2022, the funds may be reallocated among the current open projects if funds have been progressively spent down and upon substantiated need of additional funding for completion of the project, or the current alternate projects may be funded in the order presented herein. If in the absence of viable current alternate projects proposed in the CDBG 2022 Program Year for the consideration of reprogrammable funds, alternate projects from prior years may be considered, but shall be required to first submit an updated application and be evaluated for its project readiness and viability in meeting the desired community needs pursuant to the Consolidated Plan. In the assignment of reprogrammable funds, primary considerations shall be the substantiated and justifiable need for additional funding, the readiness of use of funds and the timely expenditure of funds.

If the current alternate projects are not funded during the CDBG 2022 Program Year, the alternate projects will be required to submit an updated application to be considered for reprogrammable funds in future program years.

Resolution No. _____

These Alternate Projects shall be:

| | | |
|----|---|--------------------|
| 1. | County of Maui, Department of Fire and Public Safety Project: Hana Fire Tanker Acquisition of a Fire Tanker apparatus to serve the Hana community. | \$ 556,705 |
| 2. | Ka Hale A Ke Ola Homeless Resource Centers, Inc. Project: KHAKO Renewal Project Phase 4 Building 4 Rehabilitation of Building 4 (8 studio units and 8 two-bedroom units) will ensure a safe and habitable facility for homeless families. | \$ 1,187,400 |
| 3. | Hana Health. Project: Hana Health Rehabilitation & Support Center Construction of the Hana Health Rehabilitation & Support Center will accommodate a multitude of needs including behavioral and mental health services, physical therapy and cardiac rehabilitation, outreach and enabling services, complimentary medicine and tele-medicine. | \$ 500,000 |
| | Total | \$2,244,105 |

2. That the Mayor, or his duly authorized representative, is also hereby authorized to receive and accept any grant award, to execute and file all understandings and assurances contained therein, and to furnish such information as the U.S. Department of Housing and Urban Development may request in connection with the application which is herein authorized to be filed; and further, the Mayor is hereby authorized to accept the grant upon its

Resolution No. _____

approval by the U.S. Department of Housing and Urban Development, and to execute all documents necessary for the acceptance and implementation of any grant award received pursuant to the application filed; and

3. That the Mayor, or his duly authorized representative, is hereby authorized to execute any and all documents necessary to process and accept such funds, including any amendments thereto; and

4. That in as much as the amount of the grant specified herein above may vary when finally approved, the authorizations herein granted shall be applicable to the amount or amounts specified in the notification of grant award or similar comparable document, including any contingency funds that the U.S. Department of Housing and Urban Development may allocate, and that such amounts may be expended if appropriated under the terms of the budget ordinance or any amendment thereof; and

5. That certified copies of this resolution be transmitted to the Mayor, the Director of Finance, the Budget Director and the CDBG Program Manager.

APPROVED AS TO FORM
AND LEGALITY:



Daniel J. Kunkel

Deputy Corporation Counsel
COUNTY OF MAUI

S:\ALL\CDBG\2022 Project Selection\Council\2022 DRAFT Resolution CDBG 3.10.22.doc

MICHAEL P. VICTORINO
MAYOR

JOSEPH PONTANILLA
PROGRAM MANAGER



200 South High Street
Wailuku, Maui, Hawaii USA 96793-2155
Telephone (808) 270-7213
Fax (808) 270-7159
E-mail: cdbg@mauicounty.gov

OFFICE OF THE MAYOR
COUNTY OF MAUI
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

Applications Received for CDBG Funding in Program Year 2022

Eight (8) applications were received for consideration

Project proposals meeting minimum threshold factors and approved by Panel:

| | | |
|--|---|--------------------|
| A. | Recommended for full funding (in ranking order): | |
| | | <u>Amount</u> |
| 1. | Hale Makua- Hale Makua Wailuku Rehabilitation | \$ 311,750 |
| 2. | County of Maui, Department of Fire & Public Services Jet Ski | \$ 25,000 |
| 3. | Big Brothers Big Sisters Hawaii, Inc. (dba Big Brothers Big Sisters of Maui) Hale Makana Mentor Center Restoration | \$ 48,000 |
| 4. | Maui Economic Opportunity, Inc – MEO Molokai Bus | \$ 199,000 |
| 5. | County of Maui, Department of environmental Management – Molokai Landfill Wood Hog Grinder | \$ 920,000 |
| B. | Recommended for partial funding: | |
| 6. | County of Maui, Department of Fire and Public Safety – Hana Fire Tanker | <u>\$ 43,295</u> |
| | Funds available for projects | \$1,547,045 |
| C. | CDBG Administration – Not to exceed 20 percent of the annual grant amount | <u>\$ 386,761</u> |
| ESTIMATED CDBG ALLOCATION FROM HUD FOR PROGRAM YEAR 2022 – TOTAL | | \$1,933,806 |
| Project proposals meeting minimum threshold factors and proposed as Alternates: | | |
| Alternate Projects (in ranking order): | | |
| 6. | County of Maui, Department of Fire and Public Safety – Hana Fire Tanker | \$ 556,705 |
| 7. | Ka Hale A Ke Ola Homeless Resource Centers, Inc. – KHAKO Renewal Project Phase 4 Building 4 | \$ 1,187,400 |
| 8. | Hana Health – Hana Health Rehabilitation and Support Center | <u>\$ 500,000</u> |
| | | \$ 2,244,105 |
| Note: | As recommended by HUD, alternated projects are identified to facilitate funding should projects proposed for funding not be viable upon official HUD award or other reprogramming funds become available. | |
| TOTAL FUNDING REQUESTED FOR Program Year 2022 | | \$3,791,150 |

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
RECOMMENDED PROJECTS FOR FUNDING
PROGRAM YEAR 2022

| PROJECT NAME | APPLICANT | CONTACT PERSON/ POSITION TITLE | ADDRESS/TELEPHONE |
|---|--|--|--|
| 1. Hale Makua Wailuku Rehabilitation | Hale Makua Health Services | Wesley Lo Chief Executive Officer | 472 Kaulana Street Kahului, HI 96732 Ph # (808) 871-9217 |
| 2. County of Maui Department of Fire & Public Safety Fire Jet Ski | County of Maui Department of Fire & Public Safety | Bradford Ventura Fire Chief | 200 Dairy Road Kahului, HI 96732 Ph # (808) 270-7562 |
| 3. Hale Makana Mentor Center Restoration | Big Brothers Big Sisters Hawaii, Inc (dba Big Brothers Big Sisters of Maui) | Dennis Brown President/CEO | 200 Waimaluhia Lane Wailuku, HI 96793 Ph # (808) 265-4218 |
| 4. MEO Molokai Bus | Maui Economic Opportunity, Inc. | Debra A. Cabebe Chief Executive Officer | 99 Mahalani Street Wailuku, HI 96793 Ph # (808) 249-2991 |
| 5. Molokai Landfill Wood Hog Grinder | County of Maui Department of Environmental Management | Eric Nakagawa Director | 2200 Main Street One Main Plaza Bldg #225 Wailuku, HI 96793 Ph # (808) 270-8230 |
| 6. Hana Fire Tanker (partial funding) | County of Maui, Department of Fire & Public Safety | Bradford Ventura Fire Chief | 200 Dairy Road Kahului, HI 96732 Ph # (808) 270-7562 |

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
ALTERNATE PROJECTS
PROGRAM YEAR 2022

ALTERNATE PROJECTS

| PROJECT NAME | APPLICANT | CONTACT PERSON/ POSITION TITLE | ADDRESS/TELEPHONE |
|--|---|--|--|
| 6. Hana Fire Tanker - (funding shortfall portion – 1st Alternate) | County of Maui, Department of Fire & Public Safety | Bradford Ventura Fire Chief | 200 Dairy Road Kahului, HI 96732 Ph# (808) 270-7562 |
| 7. KHAKE Renewal Project Phase 4 Building 4 | Ka Hale A Ke Ola Homeless Resource Centers, Inc. | Monique Yamashita Chief Executive Officer | 670 Waiale Road Wailuku, HI 96793 Ph# (808) 446-8133 |
| 8. Hana Health Rehabilitation and Support Center | Hana Health | Cheryl Vasconcellos Executive Director | P.O. Box 807 Hana, HI 96713 Ph# (808) 248-7515 |

EXHIBIT "1"

CONFLICT OF INTEREST QUESTIONNAIRE

County of Maui CDBG Statement on Conflict of Interest, quotation of 24 CFR § 570.611 and the Conflict of Interest Questionnaire

Federal, State and County regulations prohibits employees and public officials from participating on behalf of the County of Maui in any transaction in which they have a financial interest in or perception thereof. This questionnaire must be completed and submitted by each applicant for County of Maui Community Development Block Grant (CDBG) funding as Attachment P. The purpose of this questionnaire is to determine if the applicant, or any of the applicant's staff, or any of the applicant's Board of Directors would be in conflict of interest. Carefully read and understand the following:

HUD REGULATION REGARDING CONFLICT OF INTEREST

24 CFR § 570.611 Conflict of interest

(a) Applicability. (1) In the procurement of supplies, equipment, construction, and services by recipients and by subrecipients, the conflict of interest provisions in 24 CFR 85.36 and 24 CFR 84.42, respectively, shall apply. (2) In all cases not governed by 24 CFR 85.36 and 84.42, the provisions of this section shall apply. Such cases include the acquisition and disposition of real property and the provision of assistance by the recipient or by its subrecipients to individuals, businesses, and other private entities under eligible activities that authorize such assistance (e.g., rehabilitation, preservation, and other improvements of private properties or facilities pursuant to Sec. 570.202; or grants, loans, and other assistance to businesses, individuals, and other private entities pursuant to Sec. 570.203, 570.204, 570.455, or 570.703(i)).

(b) Conflicts prohibited. The general rule is that no persons described in paragraph (c) of this section who exercise or have exercised any functions or responsibilities with respect to CDBG activities assisted under this part, or who are in a position to participate in a decisionmaking process or gain inside information with regard to such activities, may obtain a financial interest or benefit from a CDBG-assisted activity, or have a financial interest in any contract, subcontract, or agreement with respect to a CDBG-assisted activity, or with respect to the proceeds of the CDBG-assisted activity, either for themselves or those with whom they have business or immediate family ties, during their tenure or for one year thereafter. For the UDAG program, the above restrictions shall apply to all activities that are a part of the UDAG project, and shall cover any such financial interest or benefit during, or at any time after, such person's tenure.

(c) Persons covered. The conflict of interest provisions of paragraph (b) of this section apply to any person who is an employee, agent, consultant, officer, or elected official or appointed official of the recipient, or of any designated public agencies, or of subrecipients that are receiving funds under this part.

(d) Exceptions. Upon the written request of the recipient, HUD may grant an exception to the provisions of paragraph (b) of this section on a case-by-case basis

when it has satisfactorily met the threshold requirements of (d)(1) of this section, taking into account the cumulative effects of paragraph (d)(2) of this section.

(1) Threshold requirements. HUD will consider an exception only after the recipient has provided the following documentation:

- (i) A disclosure of the nature of the conflict, accompanied by an assurance that there has been public disclosure of the conflict and a description of how the public disclosure was made; and
- (ii) An opinion of the recipient's attorney that the interest for which the exception is sought would not violate State or local law.

(2) Factors to be considered for exceptions. In determining whether to grant a requested exception after the recipient has satisfactorily met the requirements of paragraph (d)(1) of this section, HUD shall conclude that such an exception will serve to further the purposes of the Act and the effective and efficient administration of the recipient's program or project, taking into account the cumulative effect of the following factors, as applicable:

- (i) Whether the exception would provide a significant cost benefit or an essential degree of expertise to the program or project that would otherwise not be available;
- (ii) Whether an opportunity was provided for open competitive bidding or negotiation;
- (iii) Whether the person affected is a member of a group or class of low- or moderate-income persons intended to be the beneficiaries of the assisted activity, and the exception will permit such person to receive generally the same interests or benefits as are being made available or provided to the group or class;
- (iv) Whether the affected person has withdrawn from his or her functions or responsibilities, or the decisionmaking process with respect to the specific assisted activity in question;
- (v) Whether the interest or benefit was present before the affected person was in a position as described in paragraph (b) of this section.
- (vi) Whether undue hardship will result either to the recipient or the person affected when weighed against the public interest served by avoiding the prohibited conflict; and

Any other relevant considerations.

After reading and understanding the **HUD REGULATION REGARDING CONFLICT OF INTEREST** (24 CFR § 570.611) above please answer the following questions:

1. Is there any member(s) of the applicant's staff or any member(s) of the applicant's Board of Directors or governing body who is or has/have been within one year of the date of this questionnaire (a) a County of Maui employee or consultant, (b) a Maui County Council member, (c) an appointee of the Mayor of Maui County, and/or (d) a member of a County of Maui Board(s) and/or Commission(s)?

Yes No

If yes, please list the name(s) and information requested below:

| Name of person | Job Title of person | Indicate County of Maui employee (appointee or civil service) or consultant, Maui County Council member and/or a member of a County of Maui Board(s) and Commission(s). |
|----------------|---------------------|---|
| Sarah Simmons | Commission Member | County of Maui Cost of Government Commission |
| Jessica Crouse | Housing Specialist | Civil Service Employee |
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2. Will the CDBG funds requested by the applicant be used to award a subcontract to any individual(s) or business affiliate(s) who is/are currently or has/have been within one year of the date of this application (a) a County of Maui employee or consultant, (b) a Maui County Council member, (c) an appointee of the Mayor of Maui County, and/or (d) a member of a County of Maui Board(s) and/or Commission(s)?

Yes No

If yes, please list the name(s) and information requested below:

| Name of person | Job Title of person | Indicate County of Maui employee (appointee or civil service) or consultant, Maui County Council member and/or a member of a County of Maui Board(s) and Commission(s). |
|----------------|---------------------|---|
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3. Is there any member(s) of the applicant's staff or member(s) of the applicant's Board of Directors or other governing body who are business partners, doing or has done business with (a) a County of Maui employee or consultant, (b) a Maui County Council member (c) an appointee of the Mayor of Maui County, and/or (d) a member of a County of Maui Board(s) and Commission(s)?

Yes No

If yes, please list the name(s) and information requested below:


| Name of member | Indicate County of Maui employee (appointee or civil service) or consultant, Maui County Council member and/or a member of a County of Maui Board(s) and Commission(s). | Indicate type of tie (Family or Business) | If family, indicate relationship |
|----------------|---|---|----------------------------------|
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4. If there is a significant conflict of interest present, as indicated by answering **Yes** to any of the three (3) questions above, what have you done or will propose to do in order to address the conflict of interest? Please explain in detail. You may provide supplemental information as an Attachment to this questionnaire.

I have fully read and understood the HUD regulation regarding conflict of interest, 24 CFR 570.611 and have answered all of the questions truthfully to the best of my knowledge. **Failure to disclose conflicts of interest, intentionally or unintentionally, will result in disqualification of your application and will be immediately rejected.** The date of this attachment must correspond exactly to the date of the CDBG application.

Name of Applicant: Big Brothers Big Sisters Hawaii dba Big Brothers Big Sisters of Maui

Signature of Applicant's Representative 

Title President/CEO Date December 22, 2021

CONFLICT OF INTEREST QUESTIONNAIRE

County of Maui CDBG Statement on Conflict of Interest, quotation of 24 CFR § 570.611 and the Conflict of Interest Questionnaire

Federal, State and County regulations prohibits employees and public officials from participating on behalf of the County of Maui in a transaction in which they have a financial interest in or perception thereof. This questionnaire must be completed and submitted by each applicant for County of Maui Community Development Block Grant (CDBG) funding as Attachment P. The purpose of this questionnaire is to determine if the applicant, or any of the applicant's staff, or any of the applicant's Board of Directors would be in conflict of interest. Carefully read and understand the following:

HUD REGULATION REGARDING CONFLICT OF INTEREST

24 CFR § 570.611 Conflict of interest

(a) Applicability. (1) In the procurement of supplies, equipment, construction, and services by recipients and by subrecipients, the conflict of interest provisions in 24 CFR 85.36 and 24 CFR 84.42, respectively, shall apply. (2) In all cases not governed by 24 CFR 85.36 and 84.42, the provisions of this section shall apply. Such cases include the acquisition and disposition of real property and the provision of assistance by the recipient or by its subrecipients to individuals, businesses, and other private entities under eligible activities that authorize such assistance (e.g., rehabilitation, preservation, and other improvements of private properties or facilities pursuant to Sec. 570.202, or grants, loans, and other assistance to businesses, individuals, and other private entities pursuant to Sec. 570.203, 570.204, 570.455, or 570.703(i)).

(b) Conflicts prohibited. The general rule is that no persons described in paragraph (c) of this section who exercise or have exercised any functions or responsibilities with respect to CDBG activities assisted under this part or who are in a position to participate in a decisionmaking process or gain inside information with regard to such activities, may obtain a financial interest or benefit from a CDBG-assisted activity, or have a financial interest in any contract, subcontract, or agreement with respect to a CDBG-assisted activity, or with respect to the proceeds of the CDBG-assisted activity, either for themselves or those with whom they have business or immediate family ties, during their tenure or for one year thereafter. For the UDAG program, the above restrictions shall apply to all activities that are a part of the UDAG project, and shall cover any such financial interest or benefit during or at any time after, such person's tenure.

(c) Persons covered. The conflict of interest provisions of paragraph (b) of this section apply to any person who is an employee, agent, consultant, officer, or elected official or appointed official of the recipient or of any designated public agencies, or of subrecipients that are receiving funds under this part.

(d) Exceptions. Upon the written request of the recipient, HUD may grant an exception to the provisions of paragraph (b) of this section on a case-by-case basis.

when it has satisfactorily met the threshold requirements of (d)(1) of this section, taking into account the cumulative effects of paragraph (d)(2) of this section.

(1) Threshold requirements. HUD will consider an exception only after the recipient has provided the following documentation:

- (i) A disclosure of the nature of the conflict accompanied by an assurance that there has been public disclosure of the conflict and a description of how the public disclosure was made; and
- (ii) An opinion of the recipient's attorney that the interest for which the exception is sought would not violate State or local law.

(2) Factors to be considered for exceptions. In determining whether to grant a requested exception after the recipient has satisfactorily met the requirements of paragraph (d)(1) of this section, HUD shall include that such an exception will serve to further the purposes of the Act and the effective and efficient administration of the recipient's program or project, taking into account the cumulative effect of the following factors, as applicable:

- (i) Whether the exception would provide a significant cost benefit or an essential degree of expertise to the program or project that would otherwise not be available;
- (ii) Whether an opportunity was provided for open competitive bidding or negotiation;
- (iii) Whether the person affected is a member of a group or class of low- or moderate-income persons intended to be the beneficiaries of the assisted activity, and the exception will permit such person to receive generally the same interests or benefits as are being made available or provided to the group or class;
- (iv) Whether the affected person has withdrawn from his or her functions or responsibilities or the decisionmaking process with respect to the specific assisted activity in question;
- (v) Whether the interest or benefit was present before the affected person was in a position as described in paragraph (b) of this section;
- (vi) Whether undue hardship will result either to the recipient or the person affected when weighed against the public interest served by avoiding the prohibited conflict; and

(vii) other relevant considerations.

After reading and understanding the HUD REGULATION REGARDING CONFLICT OF INTEREST (24 CFR § 570.611) above please answer the following questions:

Hale Makua Health Services

Hale Makua Wailuku Rehabilitation

1. Is there any member(s) of the applicant's staff or any member(s) of the applicant's Board of Directors or governing body who is or has have been within one year of the date of this questionnaire (a) a County of Maui employee or consultant, (b) a Maui County Council member, (c) an appointee of the Mayor of Maui County and/or (d) a member of a County of Maui Board(s) and/or Commission(s)?

Yes No

If yes, please list the name(s) and information requested below:

| Name of person | Job Title of person | Indicate County of Maui employee (appointee or civil service) or consultant, Maui County Council member and or a member of a County of Maui Board(s) and Commission(s) |
|-----------------|--------------------------|--|
| Josiali Nishira | Deputy Managing Director | County of Maui Employee |
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2. Will the CDBG funds requested by the applicant be used to award a subcontract to any individual(s) or business affiliate(s) who is are currently or has have been within one year of the date of this application (a) a County of Maui employee or consultant, (b) a Maui County Council member (c) an appointee of the Mayor of Maui County and/or (d) a member of a County of Maui Board(s) and/or Commission(s)?

Yes No

If yes, please list the name(s) and information requested below:

Hale Makua Health Services

Hale Makua Waialuku Rehabilitation

| Name of person | Job Title of person | Indicate County of Maui employee (appointee or civil service) or consultant, Maui County Council member and/or a member of a County of Maui Board(s) and Commission(s) |
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3. Is there any member(s) of the applicant's staff or member(s) of the applicant's Board of Directors or other governing body who are business partners, doing or has done business with (a) a County of Maui employee or consultant, (b) a Maui County Council member (c) an appointee of the Mayor of Maui County and/or (d) a member of a County of Maui Board(s) and Commission(s)?

Yes No

If yes, please list the name(s) and information requested below.

| Name of member | Indicate County of Maui employee (appointee or civil service) or consultant, Maui County Council member and/or a member of a County of Maui Board(s) and Commission(s) | Indicate type of tie (Family or Business) | If family, indicate relationship |
|----------------------|--|---|--------------------------------------|
| Ed Ronson | Council on Aging | Council Member | Self, Council didn't vote on 1/13/04 |
| Leana Kahooahonohano | Council on Aging | Council Member | Self, Council didn't vote on 1/13/04 |
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Hale Makua Health Services

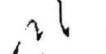
Hale Makua Wailuku Rehabilitation

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4. If there is a significant conflict of interest present as indicated by answering **Yes** to any of the three (3) questions above, what have you done or will propose to do in order to address the conflict of interest? Please explain in detail. You may provide supplemental information as an **Attachment** to this questionnaire.

As a County employee and member of the Hale Makua Health Services Board of Directors, Josiah Nishi ta will recuse himself from any board matters pertaining to this CDBG grant application and will not in any way try to alter the decision of the CDBG grant award.

I have fully read and understood the HUD regulation regarding conflict of interest, 24 CFR 570.611 and have answered all of the questions truthfully to the best of my knowledge. Failure to disclose conflicts of interest, intentionally, or unintentionally, will result in disqualification of your application and will be immediately rejected. The date of this attachment must correspond exactly to the date of the CDBG application.

Name of Applicant Wesley Lu 

Signature of Applicant's Representative _____

Title CIO _____

Date 12/7/2021 _____

CONFLICT OF INTEREST QUESTIONNAIRE

County of Maui CDBG Statement on Conflict of Interest, quotation of 24 CFR § 570.611 and the Conflict of Interest Questionnaire

Federal, State and County regulations prohibits employees and public officials from participating on behalf of the County of Maui in any transaction in which they have a financial interest in or perception thereof. This questionnaire must be completed and submitted by each applicant for County of Maui Community Development Block Grant (CDBG) funding as Attachment P. The purpose of this questionnaire is to determine if the applicant, or any of the applicant's staff, or any of the applicant's Board of Directors would be in conflict of interest. Carefully read and understand the following:

HUD REGULATION REGARDING CONFLICT OF INTEREST

24 CFR § 570.611 Conflict of interest

(a) Applicability. (1) In the procurement of supplies, equipment, construction, and services by recipients and by subrecipients, the conflict of interest provisions in 24 CFR 85.36 and 24 CFR 84.42, respectively, shall apply. (2) In all cases not governed by 24 CFR 85.36 and 84.42, the provisions of this section shall apply. Such cases include the acquisition and disposition of real property and the provision of assistance by the recipient or by its subrecipients to individuals, businesses, and other private entities under eligible activities that authorize such assistance (e.g., rehabilitation, preservation, and other improvements of private properties or facilities pursuant to Sec. 570.202; or grants, loans, and other assistance to businesses, individuals, and other private entities pursuant to Sec. 570.203, 570.204, 570.455, or 570.703(i)).

(b) Conflicts prohibited. The general rule is that no persons described in paragraph (c) of this section who exercise or have exercised any functions or responsibilities with respect to CDBG activities assisted under this part, or who are in a position to participate in a decisionmaking process or gain inside information with regard to such activities, may obtain a financial interest or benefit from a CDBG-assisted activity, or have a financial interest in any contract, subcontract, or agreement with respect to a CDBG-assisted activity, or with respect to the proceeds of the CDBG-assisted activity, either for themselves or those with whom they have business or immediate family ties, during their tenure or for one year thereafter. For the UDAG program, the above restrictions shall apply to all activities that are a part of the UDAG project, and shall cover any such financial interest or benefit during, or at any time after, such person's tenure.

(c) Persons covered. The conflict of interest provisions of paragraph (b) of this section apply to any person who is an employee, agent, consultant, officer, or elected official or appointed official of the recipient, or of any designated public agencies, or of subrecipients that are receiving funds under this part.

(d) Exceptions. Upon the written request of the recipient, HUD may grant an exception to the provisions of paragraph (b) of this section on a case-by-case basis

when it has satisfactorily met the threshold requirements of (d)(1) of this section, taking into account the cumulative effects of paragraph (d)(2) of this section.

(1) Threshold requirements. HUD will consider an exception only after the recipient has provided the following documentation:

- (i) A disclosure of the nature of the conflict, accompanied by an assurance that there has been public disclosure of the conflict and a description of how the public disclosure was made; and
- (ii) An opinion of the recipient's attorney that the interest for which the exception is sought would not violate State or local law.

(2) Factors to be considered for exceptions. In determining whether to grant a requested exception after the recipient has satisfactorily met the requirements of paragraph (d)(1) of this section, HUD shall conclude that such an exception will serve to further the purposes of the Act and the effective and efficient administration of the recipient's program or project, taking into account the cumulative effect of the following factors, as applicable:

- (i) Whether the exception would provide a significant cost benefit or an essential degree of expertise to the program or project that would otherwise not be available;
- (ii) Whether an opportunity was provided for open competitive bidding or negotiation;
- (iii) Whether the person affected is a member of a group or class of low- or moderate-income persons intended to be the beneficiaries of the assisted activity, and the exception will permit such person to receive generally the same interests or benefits as are being made available or provided to the group or class;
- (iv) Whether the affected person has withdrawn from his or her functions or responsibilities, or the decisionmaking process with respect to the specific assisted activity in question;
- (v) Whether the interest or benefit was present before the affected person was in a position as described in paragraph (b) of this section.
- (vi) Whether undue hardship will result either to the recipient or the person affected when weighed against the public interest served by avoiding the prohibited conflict; and

Any other relevant considerations.

After reading and understanding the **HUD REGULATION REGARDING CONFLICT OF INTEREST** (24 CFR § 570.611) above please answer the following questions:

1. Is there any member(s) of the applicant's staff or any member(s) of the applicant's Board of Directors or governing body who is or has/have been within one year of the date of this questionnaire (a) a County of Maui employee or consultant, (b) a Maui County Council member, (c) an appointee of the Mayor of Maui County, and/or (d) a member of a County of Maui Board(s) and/or Commission(s)?

Yes No

If yes, please list the name(s) and information requested below:

| Name of person | Job Title of person | Indicate County of Maui employee (appointee or civil service) or consultant, Maui County Council member and/or a member of a County of Maui Board(s) and Commission(s). |
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| Michael Victorino | Board Director | Elected County Mayor |
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2. Will the CDBG funds requested by the applicant be used to award a subcontract to any individual(s) or business affiliate(s) who is/are currently or has/have been within one year of the date of this application (a) a County of Maui employee or consultant, (b) a Maui County Council member, (c) an appointee of the Mayor of Maui County, and/or (d) a member of a County of Maui Board(s) and/or Commission(s)?

Yes No

If yes, please list the name(s) and information requested below:

| Name of person | Job Title of person | Indicate County of Maui employee (appointee or civil service) or consultant, Maui County Council member and/or a member of a County of Maui Board(s) and Commission(s). |
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3. Is there any member(s) of the applicant's staff or member(s) of the applicant's Board of Directors or other governing body who are business partners, doing or has done business with (a) a County of Maui employee or consultant, (b) a Maui County Council member (c) an appointee of the Mayor of Maui County, and/or (d) a member of a County of Maui Board(s) and Commission(s)?

Yes No

If yes, please list the name(s) and information requested below:

| Name of member | Indicate County of Maui employee (appointee or civil service) or consultant, Maui County Council member and/or a member of a County of Maui Board(s) and Commission(s). | Indicate type of tie (Family or Business) | If family, indicate relationship |
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4. If there is a significant conflict of interest present, as indicated by answering **Yes** to any of the three (3) questions above, what have you done or will propose to do in order to address the conflict of interest? Please explain in detail. You may provide supplemental information as an Attachment to this questionnaire.

To ensure a conflict of interest does not arise, Mayor Victorino abstains from all matters regarding Ka Hale A Ke Ola Homeless Resource Centers, Inc.

I have fully read and understood the HUD regulation regarding conflict of interest, 24 CFR 570.611 and have answered all of the questions truthfully to the best of my knowledge. **Failure to disclose conflicts of interest, intentionally or unintentionally, will result in disqualification of your application and will be immediately rejected.** The date of this attachment must correspond exactly to the date of the CDBG application.

Name of Applicant: MONIQUE R IBARRA
 Signature of Applicant's Representative *Monique R Ibarra*
 Title EXECUTIVE DIRECTOR Date 12/29/2021

CONFLICT OF INTEREST QUESTIONNAIRE

County of Maui CDBG Statement on Conflict of Interest, quotation of 24 CFR § 570.611 and the Conflict of Interest Questionnaire

Federal, State and County regulations prohibits employees and public officials from participating on behalf of the County of Maui in any transaction in which they have a financial interest in or perception thereof. This questionnaire must be completed and submitted by each applicant for County of Maui Community Development Block Grant (CDBG) funding as Attachment P. The purpose of this questionnaire is to determine if the applicant, or any of the applicant's staff, or any of the applicant's Board of Directors would be in conflict of interest. Carefully read and understand the following:

HUD REGULATION REGARDING CONFLICT OF INTEREST

24 CFR § 570.611 Conflict of interest

(a) Applicability. (1) In the procurement of supplies, equipment, construction, and services by recipients and by subrecipients, the conflict of interest provisions in 24 CFR 85.36 and 24 CFR 84.42, respectively, shall apply. (2) In all cases not governed by 24 CFR 85.36 and 84.42, the provisions of this section shall apply. Such cases include the acquisition and disposition of real property and the provision of assistance by the recipient or by its subrecipients to individuals, businesses, and other private entities under eligible activities that authorize such assistance (e.g., rehabilitation, preservation, and other improvements of private properties or facilities pursuant to Sec. 570.202; or grants, loans, and other assistance to businesses, individuals, and other private entities pursuant to Sec. 570.203, 570.204, 570.455, or 570.703(i)).

(b) Conflicts prohibited. The general rule is that no persons described in paragraph (c) of this section who exercise or have exercised any functions or responsibilities with respect to CDBG activities assisted under this part, or who are in a position to participate in a decisionmaking process or gain inside information with regard to such activities, may obtain a financial interest or benefit from a CDBG-assisted activity, or have a financial interest in any contract, subcontract, or agreement with respect to a CDBG-assisted activity, or with respect to the proceeds of the CDBG-assisted activity, either for themselves or those with whom they have business or immediate family ties, during their tenure or for one year thereafter. For the UDAG program, the above restrictions shall apply to all activities that are a part of the UDAG project, and shall cover any such financial interest or benefit during, or at any time after, such person's tenure.

(c) Persons covered. The conflict of interest provisions of paragraph (b) of this section apply to any person who is an employee, agent, consultant, officer, or elected official or appointed official of the recipient, or of any designated public agencies, or of subrecipients that are receiving funds under this part.

(d) Exceptions. Upon the written request of the recipient, HUD may grant an exception to the provisions of paragraph (b) of this section on a case-by-case basis

when it has satisfactorily met the threshold requirements of (d)(1) of this section, taking into account the cumulative effects of paragraph (d)(2) of this section.

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- (i) A disclosure of the nature of the conflict, accompanied by an assurance that there has been public disclosure of the conflict and a description of how the public disclosure was made; and
- (ii) An opinion of the recipient's attorney that the interest for which the exception is sought would not violate State or local law.

(2) Factors to be considered for exceptions. In determining whether to grant a requested exception after the recipient has satisfactorily met the requirements of paragraph (d)(1) of this section, HUD shall conclude that such an exception will serve to further the purposes of the Act and the effective and efficient administration of the recipient's program or project, taking into account the cumulative effect of the following factors, as applicable:

- (i) Whether the exception would provide a significant cost benefit or an essential degree of expertise to the program or project that would otherwise not be available;
- (ii) Whether an opportunity was provided for open competitive bidding or negotiation;
- (iii) Whether the person affected is a member of a group or class of low- or moderate-income persons intended to be the beneficiaries of the assisted activity, and the exception will permit such person to receive generally the same interests or benefits as are being made available or provided to the group or class;
- (iv) Whether the affected person has withdrawn from his or her functions or responsibilities, or the decisionmaking process with respect to the specific assisted activity in question;
- (v) Whether the interest or benefit was present before the affected person was in a position as described in paragraph (b) of this section.
- (vi) Whether undue hardship will result either to the recipient or the person affected when weighed against the public interest served by avoiding the prohibited conflict; and

Any other relevant considerations.

After reading and understanding the **HUD REGULATION REGARDING CONFLICT OF INTEREST** (24 CFR § 570.611) above please answer the following questions:

1. Is there any member(s) of the applicant's staff or any member(s) of the applicant's Board of Directors or governing body who is or has/have been within one year of the date of this questionnaire (a) a County of Maui employee or consultant, (b) a Maui County Council member, (c) an appointee of the Mayor of Maui County, and/or (d) a member of a County of Maui Board(s) and/or Commission(s)?

Yes No

If yes, please list the name(s) and information requested below:

| Name of person | Job Title of person | Indicate County of Maui employee (appointee or civil service) or consultant, Maui County Council member and/or a member of a County of Maui Board(s) and Commission(s). |
|----------------|---------------------|---|
| Tasha Kama | Council Member | Maui County Council Member |
| Stacy Crivello | Executive Assistant | County of Maui Employee |
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2. Will the CDBG funds requested by the applicant be used to award a subcontract to any individual(s) or business affiliate(s) who is/are currently or has/have been within one year of the date of this application (a) a County of Maui employee or consultant, (b) a Maui County Council member, (c) an appointee of the Mayor of Maui County, and/or (d) a member of a County of Maui Board(s) and/or Commission(s)?

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Yes No

If yes, please list the name(s) and information requested below:

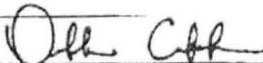
| Name of member | Indicate County of Maui employee (appointee or civil service) or consultant, Maui County Council member and/or a member of a County of Maui Board(s) and Commission(s). | Indicate type of tie (Family or Business) | If family, indicate relationship |
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Name of Applicant: Maui Economic Opportunity,
 Inc. _____

Signature of Applicant's Representative 

Title CEO Date 12/23/21

BFED Committee

From: Melissa Agtunong <Melissa.P.Agtunong@co.maui.hi.us>
Sent: Thursday, April 14, 2022 7:12 PM
To: BFED Committee
Cc: Tyson Miyake
Subject: FY 2023 Budget (OM-1)
Attachments: (OM-1) Response.pdf

Please see attached response from the Office of the Mayor.

Mahalo,
Melissa Jahja (Agtunong)
Office of the Mayor | County of Maui
(808)270-8263