

**MAUI COUNTY COUNCIL
REGULAR COUNCIL MEETING
MINUTES**

**June 6, 2025
9:00 AM**

TIME MEETING CALLED TO ORDER: 9:05 A.M.

Pursuant to §92-3.7, Hawaii Revised Statutes, the meeting was conducted as a remote meeting by interactive conference technology, via BlueJeans <https://maui.bluejeans.com/295235670>.

In person testimony and viewing: Council Chamber, Kalana O Maui Building, 8th Floor, 200 S. High Street, Wailuku, Hawaii.

Video recording of meeting available at: www.mauicounty.legistar.com

ROLL CALL

Councilmember	Pres.	Abs.	Exc.	Time(s) In/Out (during meeting)
Tasha Kama	√			
Yuki Lei Sugimura	√			
Tamara Paltin	√			
Gabe Johnson	√			
Keani Rawlins-Fernandez	√			
Tom Cook	√			
Nohelani U‘u-Hodgins	√			
Shane Sinenci	√			
Chair Alice L. Lee	√			
TOTAL PRESENT	9			

OPENING REMARKS – Councilmember Keani Rawlins-Fernandez

PLEDGE OF ALLEGIANCE TO THE FLAG

PRESENTATION OF WRITTEN OR ORAL TESTIMONY

COMMITTEE REPORTS

CR 25-27 Recommending FIRST READING of Bill 18, CD2 (2025), to establish a pay range and pay scales for Board of Ethics’ staff.

CR 25-28 Recommending FIRST READING of Bill 58, CD1 (2025), to amend the Fiscal Year 2025 Budget by: 1) amending Section 2, Estimated Revenues, by increasing Carryover/Savings from the General Fund by \$5,790,476; 2) amending Section 3.b.6.g, Department of Finance, Countywide Costs, by adding a new appropriation, entitled “Reimbursement to the General Fund for Projects Disqualified from Tax-Exempt Bond Issuance,” in the amount of \$5,790,476; and 3) adjusting the totals accordingly.

CR 25-29 Recommending the following: 1. FIRST READING of Bill 63, CD1 (2025), to amend the Fiscal Year 2025 Budget by: 1) amending Section 2, Estimated Revenues, by increasing the Bond/Lapsed Bond by \$3,250,000; 2) amending Section 4.c.3.a., Department of Management, Wailuku-Kahului Community Plan Area, Government Facilities, by adding a new appropriation for Bond Fund, entitled “Acquisition of 105 North Market Street Building and Property,” in the amount of \$3,250,000; 3) adjusting the totals accordingly, and 4) amending Appendix C - Capital Improvement Projects, Department of Management, Wailuku-Kahului Community Plan Area, by adding a new project and project description, entitled “Acquisition of 105 North Market Street Building and Property,” in the amount of \$3,250,000; 2. FIRST READING of Bill 64, CD1 (2025), to amend the Fiscal Year 2025 General Obligation Bond Authorization Ordinance by adding an appropriation for the Department of Management, Wailuku-Kahului Community Plan Area, Other Projects, entitled “Acquisition of 105 North Market Street Building and Property,” in the amount of \$3,250,000; and 3. ADOPTION of Resolution 25-107 to authorize the acquisition of 4,163 square feet of real property located at 105 North Market Street, Wailuku, Maui, Hawai‘i, for an amount not to exceed \$3,200,000.

	AYE	NO	EXC	Time Deliberations Began	9:39 a.m.
Pro Tem Kama	√			Time Motion Made	9:41 a.m.
VC Sugimura	√			Motion	ADOPT recommendations in CR 25-27, 25-28, 25-29
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Seconder	Cook
CM Rawlins-Fernandez	√			Time Vote Taken	9:44 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

CR 25-30 Recommending FIRST READING of Bill 39, CD1 (2025), to amend Subsection 3.68.030(A), Maui County Code, to update an obsolete Fire Code reference for civil fines.

	AYE	NO	EXC	Time Deliberations Began	9:44 a.m.
Pro Tem Kama	√			Time Motion Made	9:45 a.m.
VC Sugimura	√			Motion	ADOPT recommendations
CM Paltin	√			Maker	Paltin
CM Johnson	√			Seconder	U‘u-Hodgins
CM Rawlins-Fernandez	√			Time Vote Taken	9:46 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

CR 25-31 Recommending ADOPTION of Resolution 25-79, CD1, authorizing settlement of Kamalani T. Uehara v. County of Maui, Department of Water Supply, et al., Civil 2CCV-21-0000378.

	AYE	NO	EXC	Time Deliberations Began	9:46 a.m.
Pro Tem Kama	√			Time Motion Made	9:46 a.m.
VC Sugimura	√			Motion	ADOPT recommendations
CM Paltin	√			Maker	U‘u-Hodgins
CM Johnson	√			Seconder	Paltin
CM Rawlins-Fernandez	√			Time Vote Taken	9:47 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

RESOLUTIONS

Reso 25-122 "AUTHORIZING THE ACCEPTANCE OF A DONATION OF A PARCEL AT 644 LĀNA‘I AVENUE AND A PARCEL AT SEVENTH STREET, LĀNA‘I CITY, LĀNA‘I, HAWAI‘I, IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEYS (2) 4-9-011:018 AND (2) 4-9-011:019, RESPECTIVELY, FROM FIRST HAWAIIAN BANK, UNDER SECTION 3.44.015(D), MAUI COUNTY CODE"

9:48 a.m.: *Referred to the Water and Infrastructure Committee without objection.*

Reso 25-123 "APPOINTMENT OF A MEMBER TO THE MAUI COUNTY CULTURAL RESOURCES COMMISSION"

	AYE	NO	EXC	Time Deliberations Began	9:49 a.m.
Pro Tem Kama	√			Time Motion Made	9:50 a.m.
VC Sugimura	√			Motion	ADOPT Reso 25-123
CM Paltin	√			Maker	Paltin
CM Johnson	√			Second	Rawlins- Fernandez
CM Rawlins- Fernandez	√			Time Vote Taken	10:04 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	9:51 a.m.
VC Sugimura	√			Motion	AMEND Reso 25-123
CM Paltin	√			Maker	Paltin
CM Johnson	√			Second	Rawlins- Fernandez
CM Rawlins- Fernandez	√			Time Vote Taken	10:03 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

Reso 25-124 "APPOINTMENT OF A MEMBER TO THE MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES FOR THE COUNTY OF MAUI"

	AYE	NO	EXC	Time Deliberations Began	10:04 a.m. 11:11 a.m.
Pro Tem Kama	√			Time Motion Made	10:04 a.m.
VC Sugimura	√			Motion	ADOPT Reso 25-124 AMENDED to FILE Reso 25-124
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:17 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	10:04 a.m.
VC Sugimura	√			Motion	AMEND Reso 25-124
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	10:05 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	11:16 a.m.
VC Sugimura	√			Motion	AMEND to FILE Reso 25-124
CM Paltin	√			Maker	Paltin

CM Johnson	√			Second	Rawlins-Fernandez
CM Rawlins-Fernandez	√			Time Vote Taken	11:17 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

Reso 25-125 "APPOINTMENT OF A MEMBER TO THE MAUI COUNTY COMMISSION ON PERSONS WITH DISABILITIES FOR THE COUNTY OF MAUI"

10:08 a.m.: Referred to the Government Relations, Ethics, and Transparency Committee without objection

Reso 25-126 "APPOINTMENT OF A MEMBER TO THE INDEPENDENT NOMINATION BOARD FOR THE COUNTY OF MAUI"

10:08 a.m.: Referred to the Government Relations, Ethics, and Transparency Committee without objection

Reso 25-127 "AUTHORIZING THE ACCEPTANCE OF THE KAPALUA RESORT ASSOCIATION'S DONATION OF LABOR FOR IMPROVING D.T. FLEMING BEACH PARK, UNDER CHAPTER 3.56, MAUI COUNTY CODE"

	AYE	NO	EXC	Time Deliberations Began	10:09 a.m.
Pro Tem Kama	√			Time Motion Made	10:09 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	Paltin
CM Johnson	√			Second	U'u-Hodgins
CM Rawlins-Fernandez	√			Time Vote Taken	10:12 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

Reso 25-128 "AUTHORIZING SETTLEMENT OF CONSERVATION COUNCIL FOR HAWAI'I AND AMERICAN BIRD CONSERVANCY v. HAWAIIAN ELECTRIC COMPANY, INC. AND MAUI ELECTRIC COMPANY LTD. AND COUNTY OF MAUI, CIVIL 1:24-cv-00494-MWJS-WRP"

10:12 a.m.: Referred to the Government Relations, Ethics, and Transparency Committee without objection

Reso 25-129 "AUTHORIZING THE ACQUISITION OF 1.724 ACRES IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEYS (2) 4-6-027:027, 029, 030 AND 041; (2) 4-6-027:026, 028, 033, AND 040; AND (2) 4-6-016:041, SITUATED AT LAHAINA, MAUI, HAWAII, FOR UP TO \$1,950,000, EXCLUSIVE OF CLOSING COSTS AND EXPENSES, UNDER SUBSECTION 3.44.015(C), MAUI COUNTY CODE"

10:12 a.m.: Referred to the Water and Infrastructure Committee without objection

Reso 25-130 "AUTHORIZING THE ADOPTION OF THE OFFICIAL PAID PARKING ZONE MAPS INCORPORATED BY REFERENCE IN SECTION 10.77.010, MAUI COUNTY CODE ESTABLISHMENT OF PAID PARKING ZONES"

10:12 a.m.: Referred to the Water and Infrastructure Committee without objection

Reso 25-131 "AUTHORIZING ACCEPTANCE OF A DONATION OF \$700 FROM MAPTRAVEL CO., LTD., SPONSOR OF MIZUSHIMA BLUE BEER TO HELP WITH RECOVERY FROM THE AUGUST 8, 2023 MAUI WILDFIRES, UNDER SECTION 3.56.030, MAUI COUNTY CODE"

	AYE	NO	EXC	Time Deliberations Began	10:13 a.m.
Pro Tem Kama	√			Time Motion Made	10:14 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	Paltin
CM Johnson	√			Secunder	Johnson
CM Rawlins-Fernandez	√			Time Vote Taken	10:15 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

Reso 25-132 "REFERRING TO THE MAUI PLANNING COMMISSION PROPOSED BILLS TO AMEND THE MAUI ISLAND PLAN'S DIRECTED GROWTH MAP C5 (PULEHU ROAD), TO AMEND THE WAILUKU-KAHULUI COMMUNITY PLAN DESIGNATION FROM AGRICULTURE TO BUSINESS/MULTI-FAMILY, AND TO CHANGE THE ZONING FROM AGRICULTURAL DISTRICT TO M-1 LIGHT INDUSTRIAL DISTRICT, FOR A 166.511-ACRE PORTION OF A PARCEL IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEY (2) 3-8-006:004-0005, SITUATED AT KAHULUI, MAUI, HAWAI'I (HO'ONANI VILLAGE)"

	AYE	NO	EXC	Time Deliberations Began	10:15 a.m.
Pro Tem Kama	√			Time Motion Made	10:16 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Second	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	10:39 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	10:16 a.m.
VC Sugimura	√			Motion	AMEND Reso 25-132 per ASF
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Second	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	10:38 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	10:17 a.m.
VC Sugimura	√			Motion	WAIVE Rule 19
CM Paltin	√			Maker	U'u-Hodgins

CM Johnson	√			Second	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	10:36 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

ORDINANCES

Bill 77 (2025) "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY AUTHORIZING THE USE OF COUNTY PROPERTY FOR A TEMPORARY HOUSING PROJECT"

	AYE	NO	EXC	Time Deliberations Began	10:42 a.m.
Pro Tem Kama	√			Time Motion Made	10:42 a.m.
VC Sugimura	√			Motion	PASS First Reading
CM Paltin	√			Maker	Paltin
CM Johnson	√			Second	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	10:46 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	10:42 a.m.
VC Sugimura	√			Motion	AMEND per ASF
CM Paltin	√			Maker	Paltin
CM Johnson	√			Second	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	10:45 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	10:43 a.m.
VC Sugimura	√			Motion	AMEND strike last sentence of Section 1
CM Paltin	√			Maker	Paltin
CM Johnson	√			Seconder	Sugimura
CM Rawlins- Fernandez	√			Time Vote Taken	10:44 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

Bill 78 (2025) "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM AGRICULTURAL DISTRICT TO R-2 RESIDENTIAL DISTRICT FOR PROPERTY SITUATED AT 1550 NUKUNA PLACE, WAILUKU, MAUI, HAWAII, TAX MAP KEY (2) 3-6-007:010"

10:46 a.m.: Referred to the Housing and Land Use Committee without objection

Bill 79 (2025) "A BILL FOR AN ORDINANCE AMENDING CHAPTER 10.77, MAUI COUNTY CODE, RELATING TO THE ESTABLISHMENT OF PAID PARKING ZONES IN WAILUKU TOWN AND AT SOUTH MAUI COUNTY BEACHES"

10:47 a.m.: Referred to the Water and Infrastructure Committee without objection

Bill 73 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM, GRANTS AND DISBURSEMENTS FOR BUSINESS DEVELOPMENT AND TECHNOLOGY, WEST MAUI ECONOMIC DEVELOPMENT, ENVIRONMENTAL, AND CULTURAL PROGRAMS, KAIĀULU INITIATIVES"

	AYE	NO	EXC	Time Deliberations Began	11:18 a.m.
Pro Tem Kama	√			Time Motion Made	11:18 a.m.
VC Sugimura	√			Motion	PASS on First Reading
CM Paltin	√			Maker	Paltin

CM Johnson	√			Second	Rawlins-Fernandez
CM Rawlins-Fernandez	√			Time Vote Taken	11:19 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

Bill 74 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART I, OFFICE OF THE MAYOR, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF RECLAMATION"

	AYE	NO	EXC	Time Deliberations Began	11:19 a.m.
Pro Tem Kama	√			Time Motion Made	11:20 a.m.
VC Sugimura	√			Motion	PASS on first reading
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Second	U'u-Hodgins
CM Rawlins-Fernandez	√			Time Vote Taken	11:20 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	9			MOTION PASSED	

UNFINISHED BUSINESS

Bill 49, CD1 (2025) "A BILL FOR AN ORDINANCE AMENDING SECTION 2.08.060, MAUI COUNTY CODE, ON SALARIES IN THE OFFICE OF COUNCIL SERVICES"

	AYE	NO	EXC	Time Deliberations Began	11:25 a.m.
Pro Tem Kama	√			Time Motion Made	11:25 a.m.
VC Sugimura	√			Motion	PASS on first reading
CM Paltin		√		Maker	Rawlins-Fernandez
CM Johnson	√			Second	Johnson

CM Rawlins-Fernandez		√		Time Vote Taken	1:03 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci		√			
Chair Lee	√				
TOTAL VOTES	6	3		MOTION PASSED	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	11:54 a.m.
VC Sugimura	√			Motion	AMEND per ASF
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Seconder	Johnson
CM Rawlins-Fernandez		√		Time Vote Taken	12:03 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci		√			
Chair Lee	√				
TOTAL VOTES	7	2		MOTION PASSED	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	12:04 p.m.
VC Sugimura	√			Motion	AMEND per ASF
CM Paltin		√		Maker	Kama
CM Johnson	√			Seconder	Cook
CM Rawlins-Fernandez		√		Time Vote Taken	1:00 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci		√			
Chair Lee		√			
TOTAL VOTES	5	4		MOTION PASSED	

TIME MEETING ADJOURNED: 1:20 p.m.

TRANSCRIPTION

Council of the County of Maui on 2025-06-06 9:00 AM - Regular Meeting

[GAVEL] will the County Council Meeting of June 6th, 2025 please come to order. It's 9:04 a.m. and if you wish to try the greeting from Cambodia, it's Susaday. Ms. Clerk. >> Proceeding with roll call, Members participating from non-public locations should state who if anyone except minors is present with them as part of roll call. Council Member Pro Tempore Tasha Kama. >> Aloha Kakahiaka, Susaday.\r\n\r\nI'm in my home office and I'm alone. Thank you, Chair. >> Thank you. >> Vice-Chair Yuki Lei Sugimura. >> Susaday everybody. Looking forward to a productive meeting, Chair. >> Council Member Tamara Paltin.\r\n\r\n>> Aloha Kakahiaka. I just wanted to extend my condolences to 'Ohana of Tula Haina legends aunty Patty Nishiyama and Susaday kakou. >> Council Member Gabe Johnson? >> Aloha Chair, Council Members, community Members. I'm alone in my work pace and I will be in the office in about 15 more minutes and there's no testifiers at the Lana'i District Office. >> Council Member Keani Rawlins-Fernandez. >> Aloha Kakahiaka kakou.\r\n\r\nHappy to be here in-person. There are currently no testifiers at the Moloka'i District office and I just need to get my camera enabled whenever, mahalo, Chair. >> Council Member Tom Cook. >> Susaday, Aloha Friday. Glad to be here in Chambers. There's currently no testifiers in the Kihei District Office and looking forward to today's meeting thank you. >> Council Member Nohelani Uu-Hodgins.\r\n\r\n>> Good morning everyone. Susaday. >> Thank you. >> Council Member Shane Sinenci? >> Aloha Kakahiaka and Susaday at the Hana District Office here with District members dawn, Mavis and there's no testifiers here Chair and I wanted to also extend our condolences to the 'Ohana. >> Thank you. >> And Council Chair Alice Lee.\r\n\r\n>> Susaday everyone. >> Chair, there are nine members present. A quorum is present to conduct the business of the Council, for the record, I'm the Deputy County Clerk Richelle Thompson and Moana Lutey and present from the Office of the County Clerk are legislative division Staff Joyce Murashige, Dell Yoshida and Arthur Suyama and joining from the Office of Council Services is Director David Raatz and Legislative Attorney Carla Nakata and first Deputy Counsel Mimi Desjardins. >> Opening remarks will be provided by Council Member Keani Rawlins-Fernandez. >> Mahalo, Chair. I have about five pages, so brace yourself. Member Uu-Hodgins said Yay.\r\n\r\nIn drafting my opening remarks I struggled with cognitive dissidence of holding the reality of what is happening around the world, while going about our every day life as things are normal. The genocide in Gaza, the feeling helpless and feeling helpless to stop it. I.C.E. breaking those and treating decent human beings as if they are monsters. But the worst of all of it has been the comments when reading the news and on social media. I try to remind myself that some of them are bots and trolls, because the people I have the privilege of having real-life interactions with are good. And seems the antithesis of what you might think our society is like by reading those comments. So I thought for today's opening remarks I would gift you this poem by Harry Baker and hope you appreciate it and also something you may have needed to hear today.\r\n\r\nI'm going to sing it -- just kidding. Just kidding. [Laughter] may you always picture where you are as where you are meant to be. May you take in your surroundings, like you visited especially. We all end up in the soil eventually. So may you carry such goodness that it nourishes for centuries. May you see life as a show and may the entry fee be empathy, sat front row with an empty seat for friends in need.\r\n\r\nAnd when you are on form, be generous and spread that energy and when you are not sure, be gentle with yourself, and don't forget to breathe. You

need not be defined by your many feats, you are not a centipede. There is a Joy in doing something terribly. May you share bruise and bruises and may you do this tenderly. You are the most improved you that has ever been. Of all of the words you will ever hear, remember these: life is too short to eat celery. Life is too long to feed jealousy.\r\n\r\nAnd life is just the right length to need therapy. May you be seriously silly and may you be wickedly kind. May you be brilliantly dumb sometimes and stupidly bright. May you certainly have doubts and may your weirdness be the norm, but the coolest thing about you be your warmth. May you be powerfully vulnerable or at least mightily soft. May you be a contradiction, and yet at the same time, not. And whether you are were any none or all of above, above all may you know that you are loved.\r\n\r\nMay you understand that it's okay to change your mind. Particularly if reviews are not the same as mine. May you always make room for peacefulness, it may just save your life, and trust whatever makes your heart grow cannot be a waste of time. It may not make you money, it may not even make sense, but if it makes you happy, it is worth it in the end, and it is worth it at the time and deserves your best and you're never too busy to catch your breath. Just as you cannot be in traffic without being traffic, life is not something that you are stuck in while it happens. There is more in you than you could possibly imagine. Very fact that you exist makes everything a bit more magic.\r\n\r\nWhen it all feels too much, and there is little you can do, may you still see the best in people and may people include you. May one thing match the gravity of all you have ever done, this wonderful reality, best is yet to come. Mahalo, Chair. >> What a beautiful message. Thank you very much. Please join me in the Pledge of Allegiance. I pledge allegiance to the flag of the United States of America, and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all.\r\n\r\nProceed with today's agenda, may I plies request that everyone keep their microphones muted unless it's your turn to speak. As a reminder, testimony must pertain to items on the meeting agenda. When testifying, please direct your remarks to the Council, and not to any individual Council Member, or Member of the public. Each testifier will be allowed to speak for up to three minutes on each item. For individuals wishing to testify on teams, please click the raise your hand button to be added to the log. If you are calling in, please follow the phone prompts to be added to the testifier log. If you wish to testify anonymously, please sign in as anonymous.\r\n\r\nAnd you will be given a testifier number. Decorum shall be maintained at all times. Any person who behaves in a manner that disrupts or impedes the orderly conduct of any Council Meeting can at the discretion of the Presiding Officer, or a majority of present Council Members, be ejected or banned from Council meetings or if participating remotely dropped from meeting examples disruptive behavior include, but not limited to heckling, shouting use of profanity, threatening or slanderous remarks made to any Member of the Council, Staff or general public. All meeting attendees whether online or in-person are expected to wear clothing in a manner appropriate for these proceedings, and respectful of others. Let me give you an example: if you are come in shirtless, that is inappropriate. If you are online, and you're shirtless, that is inappropriate. Okay.\r\n\r\nMs. Clerk, please proceed. >> Thank you, Madam Chair. Proceeding with testimony at the beginning of the meeting, testifiers may testify on any item on today agenda. Chair, the first testifier is Keisa Liu, testing on resolution 25-124, to be followed by Dick Mayer. >> Aloha, my name is Keisa Liu here it testify on resolution 24-125. Council has already gotten my email responses with my withdrawal from the Commission. When I applied it was October, and when I became Board

President of Maui search-and-rescue a lot has changed since then and to give three basic points that I would like you guys to all have, when we talk about no divergence coming in into spaces like this.

One, no divergent voices need honest and not polite performance and many is systems only award those who master truths and over celebrate small wins which harms the people most affected two vulnerable populations shouldn't have to educate and carry the emotional labor for free. The burden of change is put on those already marginalized. And three, if you want authentic insight, you must create systems where directness isn't mistaken for hostility. We bring value, but only if we're allowed to show it full hi as ourselves. Now I recently withdraw my appointment from the Commission not because I'm not qualified because the space isn't built for somebody like me. I am a late diagnosed autistic and AD/HD woman I spent decades trying to decode human behavior and communicate truth and as I see it and neurodivergent spaces that valued, celebrated accepted and its real easy to do. However, neurotypical systems especially government boards it's often seen as hostile now I know you guys like the work that comes from your hyperfocuses and special interests in like inside we bring, but when we tell the truth about broken systems it's often too much.

When we're asked to soften it, we're asked to sandwich truth between commitments and I just can't try to do that anymore. Now for input from vulnerable populations you do have to create spaces where honesty is not just allowed, but welcomed and real validation needed not performative inclusion. And we copyright keep dragging institutions into the light for free, especially without the support that is actually need. There are books, lectures and lived experienced out there. So you guys can learn and I urge you to listen to those voices that have are put themselves identity there. In building systems that actually work for us I'm all for time and consideration. Thank you for your time.

>> Members, any questions? If not, thank you very much. >> Chair, the next testifier is Dick may he and Mr. Mayer, could you let us know which item or items you are testing op to be followed by Jeff Ueoka. >> Mr. Mayer, could you unmute yourself? Ms.

Clerk, please give him instructions and possibly a phone number as well. >> Sure, Mr. Mayer, the unmute button is at the top right of your screen with a button two over to the left. Mic, and you just click on that, so it doesn't have the x. And that should unmute on your end. That is not working I can give you the phone number to call in. And it's also in the chat. That is 808-977-4067, and then you will enter the code 234794559, and then enter the pound sign.

So that is 808-977-4067, and the code again is 234794559 pound sign and it's also in the chat. While we give a chance to do that, we'll move to Jeff Ueoka, testifying on resolution 25-132. >> Good morning everyone. Jeff Ueoka testifying on Roso 25-132. For Ho'onani Village asking for your support on the Resolution. Myself, and we're around in case you have any questions moving forward. Thank you. >> Mr. Ueoka, do you want to give a brief description of the project so the public can understand what you are meaning?

>> Sure. >> What you are talking about. >> Ho'onani Village is 160 acres behind Lowe's and Target in and hoping to do 1600 multifamily units half of which we're hoping to do as workforce housing units. There will be some commercial, some retail, some food, so kind of like a Village. It will be a community. And we're just our hope is that it's close. So people can have like a walkable living community with Target right there, Wal-Mart, Lowe's. That is generally speaking.

>> You might want to add what of approvals are required, and why you are asking for this to be referred to the Planning Commission? >> Okay, sorry. The reso is for asking the Council to begin the initiative the change in zoning process. So a Maui Island Plan Amendment to include

it in Urban Growth Boundary and designate it community plan and designation that is propriety and asking for a change in zoning to M-1 light industrial because M-1 light industrial encompasses all the B-1 B-2 and B-3 uses. So we're hoping that if one of those commercial spaces someone wants to do something that doesn't quite fight into B-1, B-2, B-3, they can. It will fit in and it will fit into the M-1 also, but they do that there. It won't be too offensive and they won't have to come for a special use permit and the goal is to give local people someplace to live, work and a little bit of play down there.\r\n\r\nThank you. >> Questions, Members? If not, thank you. >> Thank you. >> Chair, we'll return to Dick Mayer. Looks like he is able to call in to unmute on your side, if you haven't done that already, star 6 is what you will press on your phone. >> Can you hear me?\r\n\r\n>> Yes. Good morning. >> Good morning. So sorry for the problems. I want to speak on the same Resolution that there Ueoka spoke on 25-132, I know that all the Council Members, all of you are very much looking to get more housing on Maui and particularly affordable housing. However, this project, the Ho'onani Village project is something that is in the wrong location. It's a large project, but totally the wrong location.\r\n\r\nIn fact, it might even be considered cruel to locate it here and let me explain why. Low elevation, the Kahului airport flights pass across the middle of this project and because of the high noise levels the Wailuku community plan, the one that was passed years ago has designated this particular area on page 67, No. 42, as an airport special control District. Nowhere has that been mentioned up to now in the preparation notice for the EIS, and various other documents provided and goes even further on page 27. Wailuku-Kahului area, it says, and I'm quoting now "maintain the existing Kahului Airport District boundaries as defined in the community plan land use map and continue to evaluate the air transportation needs." Create a direct control Overlay District in and around Kahului airport, due to the public investment and economic importance of that facility. The boundaries of this District shall be generally defined by -- it talks about decibel levels he is and state "the intent of this District shall be to establish specific guidelines for development within the area, which would define uses compatible with the airport, and appropriate design standards, particularly with respect to noise, attenuation, and to reduce interior noise space to 45 decibels." and it goes on and adds at the end, residential uses should be discouraged within this 60 decibel isoline and specific directs and this project would violate the community plan." This land was intentional left out of the Maui Island plan and remember I was the Vice-Chair of the Advisory Committee, and when the plan was eventually adopted by the Planning Commission, and then the Council, you left this area out specifically because it is in the runway -- in the flight path to the airport. Furthermore, the site has no water availability nearby, it will have to go into the up country region to connect to the County water system, connect to this project. There's no school sites nearby and no nearby fields or playgrounds that will be in the 1600 homes roughly 5,000 residents 700 of which will be children school-aged children.\r\n\r\nHow will they get to school? Where will they play? Those are major issues and it will be dangerous for children in this area which lies between Target and the sugar mill -- >> Time. >> I will finish up. There's other sites available. So when you send your Resolution to the Council, I wish you would add please evaluate not only this project in light of things I mentioned, but seek other alternatives and ask the Planning Commission and I give written testimony indicating two potential sites, one both of these already have within the Urban Growth Boundary and one has all the residential zones it needs. It totally compatible and that is the area what used to be called the

dunes restaurant and the other one on the 300-acre parcel that County purchased below the the Waioli extension and please ask these be investigated by the Planning Commission and not just rubber-stamp or lock in this area that I think would be very cruel to all of these people who have to listen to flights coming in late at night, every night, not just once in a while a plane comes over, but many planes land after 10:30, 11:00 at night from the West coast and Canada.\r\n\r\nSo please be caution in recommending this. I very much would like to work with you in developing additional sites, and not have to rely on this site itself. Thank you very much and I'm glad to answer any questions or give clarifications. >> Members, any questions? If not, thank you very much. May we have the next testifier. >> Chair, the next testifier is Managing Director Josiah Nishita, testifying on Bill 77, followed by Royal House of Hawai'i, who is currently our last testifier.\r\n\r\n>> Good morning Aloha Chair, aloha, Council Members thank you for allowing us to be here today. Here to testify on Bill 77 (2025) we're hoping to ask for Council floor action today. Be happy to come back later to, if needed. We do have some FEMA personnel online as well that can -- we can call back as needed, if there is discussion that comes up when the item is taken up as needed. Just a real brief overview, the location being identified is the former Lahaina crossroads site. We have worked out a potential agreement with FEMA to be able to construct some temporary housing there, to help our wildfire survivors. And so we're asking for consideration of Intergovernmental Agreement that would allow us to work with them to help establish and provide for our residents.\r\n\r\nThat is really the general basis of it and happy to answer any questions and Chair, as mentioned I would be happy to come back later as discussion comes up. Thank you. >> Thank you. Members, any questions? No questions, thank you. >> Thank you. >> Chair, next testifier is Royal House of Hawai'i, please, go ahead and unmute on your end.\r\n\r\n>> Aloha. This is the Royal House of Hawai'i and I'm testifying on everything that is being discussed. Where were any discussion or -- were there any discussions with the Royal Patent and Allodial land tenants, descendants, because we're not going to evict everybody. That is very inhumane and against the law to evict anybody, because Kamehameha III and Hawaii's Constitution how are these being passed with these permits because I believe all of Hawai'i is Allodial titled and Royal Patented and correct me if I'm wrong? And bringing jobs that don't help or benefit the community or overall health of people, which is corporate slavery that leads to greater reliance on imports leading to illness and disease, imagine knowing this will be the reality for your children if nothing is done and choosing no the to and do anything to prevent it any of it and participating in genocide that is happening to my papa's kingdom. So please by law, follow by papa's kingdom laws because the Hawaiians are the most populated homelessness and the highest rate of all negative impacts happening in our own Homeland and that is literally connected to our blood. So follow the law and find the descendants to every single royal Patten aka the royal property from Kanaka heirs and descendants no other solution to all problems from personal problems to the entire environment all around and you have to discussions and decisions because rightfully it's our Royal Patent and Allodial lands to govern and we have not been notified at all.\r\n\r\nPlease have a discussion with us, because that is law. If Kamehameha III's Constitution is being broken, it is break international and our laws, and the illegal America laws that is being implemented in Hawai'i. And there's land laws, there's water laws, there's Chief laws, how the Chief is supposed to be -- there's a list of 'Ohanas that are supposed to -- the descendants of those people that are supposed to Govern all of the County government. >> Time. >> And please

follow Kamehameha III's laws, my papa. Mahalo and thank you for hearing me. Aloha.
>> Thank you.\r\n\r\nAny questions? No questions. Thank you. >> Chair, the next
testifier signed up is Junya Nakoa. >> Yes, sir, good morning. >> Good morning. >>
Junya Nakoa, good morning.\r\n\r\nTalking on resolution 25-131. well begin with AG
land and now like turn to something that is against the Maui plan. Kind of getting
sick and tired of all of the developments coming up and trying to go against all of
the community plans, the what? West Maui land, the West Maui plan, the Kihei plan
and the Maui plan. You know how much community members that put time and hard work
into this? Into this plan, just for people who think they are doing right and people
like use all kind of reasoning behind developments to make a pretty picture on them,
when the truth is the truth is whether we get more corporate business coming into
the area, we're just tired, okay? And why are not holding community meetings before
we get all of these projects coming in front of us and by then the time you go to
Planning Commission, you only get 120 days before the thing passed or else the thing
will automatically pass. This is some corrupt shit -- my bad, my bad.\r\n\r\nAnd
that is the same thing we talk about the project here in Lahaina, you know? You know
the House that is being built on front Street. Now we only get a certain amount of
time for the Planning Commission to approve or not approve, or else the thing will
get automatically approved. The Ueoka guy, the lawyer guy, you know? Why he is not
coming? Hey, allow the developer and so-called family whatever, but come talk to the
community, showing down our throat and we have gotta fight and thank you Alice Lee
for helping these guys explain what the heck they are doing because right now
according to what I just heard, I don't know what the heck is happening. I'm trying
to read -- I was trying to read the Resolution and explain the too much what is
going to happen.\r\n\r\nTo tell us what you are actually going to do? What is going
to happen? You know? Is it going to be feasible for local people like these guys are
saying? Where they can afford to go ahead and open a business? All this kind of
stuff has to be brought up, and early before it gets shoved down our throat and we
have time limits to pass this thing. >> Time.\r\n\r\n>> The Governor tried to
emergency Proclamation and took to Supreme Court fighting the damn thing and
fighting Peter Martin in the Fire Station for water to cover up the illegal building
the luxury homes that us residents are not going able to get. >> Junya, can you wrap
it up, please. >> The bottom-line, we're not stupid. We're smart. Don't play games
with us, because I will tell you we're going to fight to the end, I'm dying. I'm
tired we're tired of getting punted around and the developers are like painting a
pretty picture when the bugged. >> Thank you.\r\n\r\n>> Are there any questions for
the testifier? If not, thank you, mahalo. Next testifier. >> Next testifier is J.C.
Lau. >> Aloha Kakahiaka, Aloha Kaku. Aloha Akaku . Thank you for putting my words in
writing Akaku. June 7, 1839, was the Kingdom of Hawai'i Declaration of
Rights.\r\n\r\nIf you would allow me a little latitude, you said anything on the
agenda. Are we allowed to comment on opening remarks. >> Yes, anything on the
agenda. >> Okay. It makes it easier. The Declaration of Rights transformed Hawaiian
society by establishing equal rights for both commoners and Aleli, the social order
underwent dramatic change King Kamehameha III surrendered absent rule released much
of their control over people how to sometime criticized for being a product of
western ideas the Declaration of Right and Constitution transformation in Hawai'i,
Aloha Friday, I save the rest of my time for the Hawaiians. >> Any questions,
Members?\r\n\r\nIf not, Ms. Clerk. >> Thank you, Chair. At this time there's no one
signed up to testify at the beginning of the meeting so we'll give last call for
anyone wishing to testify at the beginning of the meeting. Chair, seeing no one

raising their hand or making their way to the podium, counting down 3, 2, 1, no one else to testify. >> Members, any objections to closing public testimony for the beginning of the meeting and accepting written testimony? So ordered.\r\n\r\nMs. Clerk. >> Thank you, Chair. Moving to Committee Reports currently we have no one signed up to testify on Committee Reports. Go ahead and give last call, countdown, 3, 2, 1, Chair, there's no one to testify on Committee Reports. >> Any objections to closing public testimony on Committee Reports and accepting written testimony. No objections, so ordered, Ms.\r\n\r\nClerk. >> Chair, from the Budget, Finance, and Economic Development Committee is Committee Report 25-27 recommending first reading of Bill 18 CD 2 (2025) to establish a pay range and pay scales for Board of Ethics' Staff. >> Vice-Chair Sugimura. >> Thank you, Chair, if there's no objections to please request the Clerk to call Committee Report 25-28 and Committee Report 25-29. >> Any objections, Members? So ordered. Ms. Clerk.\r\n\r\n>> Thank you, Madam Chair. Committee Report 25-28 recommending first reading of Bill 58 CD 1 (2025) to amend the Fiscal Year 2025 budget by: 1, amending Section 2 estimated revenues by increasing carry-over/savings from the General Fund by \$5,790,476, two amending Section 3b6g Department of Finance Countywide appropriation entitled, "reimbursement to the General Fund for projects disqualified from tax-exempt bond issuance in the amount of \$5,790,476." And 3 adjusting totals accordingly. And bear with me, this one is a long one, Committee Report 25-29 recommending the following: first reading of Bill 63 CD 1 (2025) to amend the Fiscal Year 2025 budget by: 1, amending Section 2 estimated revenues by increasing the bond lapsed Bond Fund by \$3,250,000 and 2, amending Section 4.c.3a Department of Manager Wailuku-Kahului Community Plan Area government facility by adding a new appropriation for Bond Fund entitled, "acquisition of 105 North Market Street building and property in the amount of \$3,250,000." And 3 adjusting the totals according and 4, amending Appendix C Capital Improvement Projects Department of Management Wailuku-Kahului Community Plan Area by adding a new project and project description entitled, "Action significance of 105 North Market Street building and property." 2, first reading of Bill 64 CD 1 (2025) to amend the Fiscal Year 2025 General Obligation Bond authorization Ordinance by adding an appropriation for the Department of Management Wailuku-Kahului community plan area, other projects entitled, "acquisition of 105 North Market Street building and property." In the amount. \$3,250,000 and 3, adoption of resolution 25-107 to the acquisition of 4,163 square feet of real property located at 105 North Market Street Wailuku, Maui, Hawai'i for an amount not-to-exceed \$2,200,000. >> Vice-Chair Sugimura. >> Thank you, Chair. I move to adopt the recommendations in Committee Report 25-27, Committee Report 25-28 and 25-29. >> Second. >> Moved by Vice-Chair Sugimura, seconded by Member Cook to pass CR 25-27 -- approve the recommendations in CR 25-27, CR 25-28 and CR 25-29. Vice-Chair Sugimura.\r\n\r\n>> Thank you, Members, Bill 18 CD 2 (2025) establishes a pay range and salary scales for Staff of the Board of Ethics. We recommended this item to BFED earlier this year, so we could make some clarifying adjustments. We also received the Executive Director maximum salary to align with the salaries set by the Salary Commission for first Deputy Corporation Counsel. CR 25--28, Bill 58 CD 1 amends Fiscal Year budget by recognizing approximately \$5.8 million in carry-over/savings from the General Fund and appropriating it for reimbursement to the General Fund for eight Capital Improvement Projects no longer eligible for tax-exempt bond financing. Due to delays in bond issuance, the project is no longer meet the IRS's 18-month expenditure window for tax-exempt eligibility. Department of Finance considered issuing taxable bonds, but the cost was too high given the small amount of high cost of issuance. And on CR

25-29 regarding 105 North Market Street, Bill 63 and 64 CD 1 (2025) and resolutions 25-107 all relate to the purchase of the 105 North Market Street in Wailuku. Bill 63 amends Fiscal Year budget to appropriate \$3.25 million from the Bond Fund for the purchase and updates Appendix C, Bill 64 amends the bond Appropriation Bill to include the acquisition of 105 North market. And resolutions 25-107 authorizes the purchase of the property up to \$3.2 million, plus expenses as required by Section 3.4.015 (c) and the building will be used for the Office of Recovery for the CDBG DR program which expects to operate for up to six years and expand to as many as 56 employees. I respectfully ask for Members' support of my motion. Thank you, Chair. >> Any further discussion? If not, all those in favor of the motion, please raise your hand say aye. All ayes, let's see, I see Mr. Sinenci now. Nine ayes, zero knows, motion carries. >> Thank you, Members. >> Ms. Clerk. >> Chair from the Disaster, Resilience, International Affairs, and Planning Committee is CR 25--30 recommending first reading of Bill 29 CD 1 (2025) to amend subsection 3.68.030a Maui County Code to update an obsolete Fire code reference to civil fines. >> Member Paltin. >> Thank you, I move to adopt recommendations. >> Moved and seconded to approve the recommendations in Committee Report 25-30. Discussion, Member Paltin. >> Thank you, Chair. Your Committee met on May 14, 2025 to discuss Bill 39, at the end of the 2024 the County Fire code was updated, which repealed Chapter 16.04d. But former Fire code and established Chapter 16.04e, because of this an update was needed to correct an obsolete Fire code reference for civil fines. Your Committee voted 6-0 to recommend passage of Bill 39 on first reading. I respectfully ask for the Members' support of my motion. >> Any more discussion? If not, all those in favor of the motion, please raise your hand, say aye. Nine ayes, zero nos, motion carries. Ms. Clerk. >> Chair, from the Government Relations, Ethics, and Transparency Committee CR 25-31 recommending adoption of resolution 25-79 CD 1 authorizing settlement of Kamalani T. Uyehara v. County of Maui Department of Water, et al. civil 2 CCV-21-0000378. >> Moved and seconded to approve the recommendations in Committee Report 25-31 discussion Member Uu-Hodgins. >> Thank you, again, Chair. Your Great Committee met March 13th 2025 to discuss resolution 25-7. Resolution 25-79's purpose is to authorize settlement of the claim filed alleges a sexual hostile work environment, sex discrimination, retaliation and intentional infliction of emotional discretion, negligent infliction of emotional discretion and responding to superior or vicarious liability relating to incidents that occurred between April 2020 and October 2021, when the claimants was employed with the County. Your Committee received overview of the claims from Deputy Corporation Counsel in Open Session and convened an executive meeting to consult and deliberate -- excuse me, on matters requiring the consideration of confidential information. Your Committee voted 7-0 to recommend adoption of resolution 25-79 and at this time I respectfully ask for the members' support of my motion. Thank you, Chair any more discussion? If not, all those in favor the motion, please raise your hand, say aye? Nine ayes, zero nos, motion carries. Ms. Clerk. >> Chair, at this time we have no one signed up to testify on resolutions, but this is an opportunity for people who would like to do so. This is last call. The countdown is 3, 2, 1. Chair, there's no one indicating a desire to testify. >> Members, any objections to closing public testimony on resolutions, and accepting written testimony? >> No objections. >> Into the record. So ordered. Ms. Clerk. >> Chair, for referral to the Water and Infrastructure Committee is resolution 25-122 authorizing the acceptance of a donation of a parcel at 644 Lana'i Avenue and parcel at 7th Lana'i City, Lana'i,

Hawai'i identified for Real Property Tax purposes as Tax Map Key 2-4-9-011:018 and 2-4-9-011:019 respectively from First Hawaiian Bank under Section 3.44.015d Maui County Code. >> Ms. Clerk, did you say the wai committee? >> Yes.\r\n\r\n>> Mr. Johnson? >> Does the Chair of the Wai Committee have my timeline when that will be scheduled. >> No, and I thought we were going to potentially vote on this on the floor. >> Okay. >> I'm not familiar with this. It wasn't reviewed.\r\n\r\n>> Okay. >> Send to Committee. >> I'm more than willing for it to be sent to Committee. >> Okay. All right. Just wondering when you will schedule it and if you don't know, just keep me posted. >> I will keep you posted.\r\n\r\n>> All right, just to let our community know on Lana'i that is going to happen. >> Great. So this Resolution will be referred to the Wai Committee Ms. Clerk. >> Chair? May we take floor action on resolution 25-123? I did check with the Committee Chair and she is okay. Just this one.\r\n\r\n>> You did -- which Committee Chair. >> The great Committee Chair. >> Okay. 25-122. >> Correct, the one we just talked about >> No, next one. >> Oh, 123. Oh, 123. Okay. >> Can I call it up. >> Yes, call it.\r\n\r\n>> Thank you, Chair. Before you is resolution 25-123 appointment to the Member of the Maui County Cultural Resources Commission. >> So Member, who is going to take this? >> I will do it. >> Member Paltin. >> I would like to move -- I would like to move the name forward on exhibit a to exhibit b -- oh, I would like to move to adopt the Resolution 25-123. >> Second. >> Moved by Member Paltin, seconded by Member Rawlins-Fernandez to adopt resolution 25-123. Discussion, Member Paltin.\r\n\r\n>> I would like to amend the motion to move the name from exhibit a to exhibit b. >> Second. >> It's been moved by Member Paltin, seconded by Member Rawlins-Fernandez to move the -- did you say the name? >> The name of the individual. >> The name of the individual from a to b. Any discussion on that matter? Member Paltin? >> Yes, Chair. We have the nominee in the gallery today.\r\n\r\n\r\nAnd as we know, the Cultural Resources Commission is tasked especially right now with the historic District of Lahaina rebuild. They have a bare quorum. So if somebody is absent or needs to recuse themselves that can present a problem in the rebuild of Lahaina. If Members would like to speak to the nominee, I'm sure she has no issue with that, but I would like to give my full and complete endorsement of support. It looks like her curriculum vitae is being passed out to the members at this time. So I respectfully ask for Members' support of my motion as amended. >> Thank you.\r\n\r\n\r\nNow we understand the need for this to be handled as soon as possible, because of lack of quorum. Member Kama. >> Chair, is it possible for the Member to say a few words to us. >> You mean the nominee? >> Yes. >> Okay. >> Yes, the nominee.\r\n\r\n>> Jen, could you come? She is walkup to the podium. Thank you. Ful Aloha. Just for the record, could you state your name. >> My name is Jen Mather, I'm not on a timer; right? Because you know I can talk?\r\n\r\n\r\n[Laughter] >> We have a Member who is going to ask a question. >> Okay. >> Member Kama. >> Yes, thank you. Thank you for being here, Jen. I'm sure we're all very familiar with you, but would you just say a few remarks to us regarding your appointment to the Commission? On cultural resources?\r\n\r\n\r\n>> Yes, mahalo for the opportunity. >> Thank you. >> First, I want to just say thank you to the Mayor, and his Staff, Jodi's folks and INB Independent Nominating Board for the chance to be put forward for this seat for the Cultural Commission designated seat for preservation/archaeologist. And I have to be 100% transparent I was kind of hesitant to put my application in at first because I have a tendency to think I'm the least knowledgeable when you walk into rooms like this, filled with you amazing people and your incredible brains. But I talked to lot of Hawai'i people that I trust like archaeologist, preservationists lawyers and

Legislators and most importantly our kanaka community especially those in Lahaina. For those Kanaka community especially those in Lahaina for those who don't know, what I got out of my talks with these people is that I am uniquely placed to -- within this collection of people, and organizations and community members and support, and having read the testimony that came in for me as well to bring these people with me to this seat. I know that is one of the questions that Council Member Paltin asks of nominees.\r\n\r\nWho do you ask questions? Who is your support system? My support system is my monitor Keppa Amali from Kumu pono associates and my boss at 'aina archaeology, a cultural resource management firm. We're subcontracted, currently subcontracted to do the archaeology for all of the Lahaina Fire- affected areas that are commercial, including things that are in the national historic landmark and also within Historic Districts 1 and 2 in Lahaina. So you know, she was on the CRC, and was one of the -- during her tenure she became the Chair as well. So these are the people that I get to bring with me when I come to this, if you appoint me, that I get to come and bring with me that is my network; right? And Kippa always says places aren't just dots on a map.\r\n\r\nThey are all interconnected and I believe that of people too right? we're connected with these people. You bring your people with you when you come into the Chambers. I hope to bring all of that support network with me, because I'm not going to know everything; right? I might have a degree in cultural anthropology and at UH Manoa and those large gaps in my expertise and those people in a are going to be able to fill me and those gaps and hopefully robust discussion in the CRC. So I hope that gives you a little bit idea of my qualifications. I didn't give my CV to those who aren't -- I just printed off.\r\n\r\nSorry about that, but my application on Legistar has the application that says "see resume." , but I don't think two days ago it was uploaded. So I brought my CV with me and that speaks more specifically to my professional specifications; right? Really specific about that. But also, I'm sorry, I'm rambling. Does that answer your question or should I go on? >> I think that was great. That was wonderful.\r\n\r\nThank you for your remarks. And for your willingness to lend us your expertise, and your commitment and your dedication to serve. Thank you so much. Thank you, Chair. >> Mahalo for the question. >> Are there any other questions? Member Rawlins-Fernandez.\r\n\r\n>> Mahalo, Chair. Aloha, Ms. Mather. Mahalo for your willingness to step forward and serve on CRC, which badly needs the seats filled. So that they have can have quorum and do the importantly work it's tasked to do. We definitely need more folks with archaeology backgrounds. Mahalo for building up your capacity in doing that work.\r\n\r\nWe recently celebrated Ms. Ritte on Moloka'i who graduated with an archaeology degree. So I just have a couple of questions. Member Kama said you had the opportunity to state for the record, I was going to ask about your professional Moku, which you already did, mahalo. My question is about attendance, if you could please let us know that you don't see attendance as being an issue? >> I do not, no. >> Okay.\r\n\r\nAnd then the last question -- well, you already spoke to your qualifications. So that is my second question I usually ask nominees and the third question is how do you envision contributing to the CRC? >> Thank you for the question. I think not only my professional specifications and qualifications, but the Iki Kupuna and my connections with our Kama'aina community as well. I know that this Commission deals with the tangible things; right? The things that exist that we can see on our landscape, but what informs that is all of that Iki that we get; right? The intangible things that inform us how we protect our cultural resources?\r\n\r\nHow we steward our historic preservation? And so like my contribution would be -- not

only just quorum; right? Because a body is a body, but like a willing individual who I guess, like, going back to what I said earlier. I always have the tendency to think I'm the least knowledgeable and that can seem like a hindrance, because you are like I don't know anything; right? But that also allows me to be open and willing to what you are saying from that lovely poem, which I cried. Whenever I come in these chambers I have to cry a little bit. As I said, be open to other people's -- their possibilities, their truths; right?\r\n\r\nI come in with value systems that I think all of you pretty much know is pretty -- things that are passionate that do make me cry and things that have meaning for me. Yes, it's different to come here and talk about myself right here, but every time I step up to this podium, I'm talking about myself because it's about things that matter, not only to me, but to this community; right? So I think that is really valid. I'm also really funny. Yes, that might -- like, what? Chair Lee is really funny, and sometimes that lends to levity; right? When we're down, especially this Lahaina rebuild is going to be extremely heavy lift for this Commission; right?\r\n\r\nAlong with the Maui Planning Commission and along with you folks, and the weight of that, like, you are going to have to break that up with a tiny bit of levity every once in a while. Reset, take a breath and step away a moment, because it might get heated because it is -- it is super personal. This is people's livelihoods the places that they live and the places that they do business and on top of that, personal values and things. So I think that is really important, a little bit of levity and a lot of being open to what other people can bring and what they can teach you. Does that answer your question? >> Mahalo, that. Beautiful response.\r\n\r\nI agree with all of the points that you shared. Grateful that you are willing to make this do this heavy lifting for the community. >> Mahalo, it's not just me. It's my family as well, because they already share me with all of the community already. So we have had the discussion, are you willing to share me even more? Mahalo to my family. >> To your 'Ohana, mahalo.\r\n\r\nMahalo, Chair. >> Member Uu-Hodgins. >> Thank you, Chair. I don't really have a specific question I need you to answer, but are you aware that we had eleven letters of support for you? Eleven. So I know that you probably don't think you might be the smartest in the room, but you probably are. I just want to say that.\r\n\r\nI think women have an issue, I know we're all kind of guilty of that and preface our questions with "just." You don't have. You are very brilliant and articulate when you come into the Chambers. I am happy to support you today and see what you do on the CRC. >> And you are funnily. >> Yes, also funny and you have great glasses. >> Oh, thank you. Mahalo.\r\n\r\n>> >> Do you have any more questions or compliments? for the speaker?>> You are funny, too, Chair. >> That is because you guys drive me crazy. [Laughter] Nothing else? Thank you, Jen for coming up. >> Mahalo.\r\n\r\n>> Ready to vote members? All those in favor of the motion, please raise your hand, say aye? >> Aye. >> Nine ayes, zero nos, motion carries. >> Chair, on the Amendment. So we do need to vote on the main motion as amended >> Now on the main motion as amended. Any more discussion?\r\n\r\nAll those in favor of the motion, raise your hand, say aye? >> Aye. >> Nine ayes, zero nos. Motion carries, congratulations, Jen! Welcome aboard. [APPLAUSE] All right. Let's see, Ms.\r\n\r\nClerk. >> Chair, before you is resolution 25-124 appointment of a Member to the Maui County Commission on Persons with Disabilities for the County of Maui. >> Member Uu-Hodgins. >> Thank you, Chair. I move to pass -- excuse me, resolution 25-124. >> Second. >> I will explain a few minutes. >> Second.\r\n\r\n>> Moved by Member Uu-Hodgins, seconded I have Vice-Chair Sugimura, discussion, Member Uu-Hodgins. >> Thank you, Chair. We heard from the nominee today, and I'm going to

now move to amend to move the name Ms. Liu from exhibit a, and move her name and appoint her nomination to exhibit c for disapproval. Again I it's not because I don't think she is qualified, but because she is removing her name. >> Any more discussion? All in favor of the motion, raise your hand, say aye.\r\n\r\n>> Nine ayes, zero nos, motion carries. Member Uu-Hodgins. >> I have nothing further to add, but I appreciate her coming here and saying she is removing her name from consideration. >> Do we need another motion on that? Member Rawlins-Fernandez. >> Mahalo, Chair. Yes, speaking to the motion, the main motion as amended.\r\n\r\nI just wanted to mahalo Ms. Liu for coming in-person to request to be removed or withdraw her nomination. But more so to mahalo her for her comments. I know it's not easy as she explained, and I will think long and hard about how we can build the systems that she is asking us to on behalf of everyone as we talked about, especially, you know, in regards to this Committee. That was universal design and if we can continue to put that at the forefront of our mind with Universal Design to accommodate and include as many of our community Members as diverse as everyone is. That I think we'll all be better off. Mahalo, Chair.\r\n\r\n>> thank you. Any more discussion? Yes, Corp. Counsel? >> Thank you, Chair. I just want to point out that Maui County Code 2.41.060 addresses the withdrawal of a nominee and any understanding is that the nominee withdrew in writing to the Chair. The code does say that once that occurs, the Council shall not consider the nomination, and then at that point it goes back to the Mayor, who has 21 days.\r\n\r\nSo just formwise, I think it would be better to just possibly file the reso. I believe then the Chair shall notify the Mayor in writing within five days of the receipt of that withdrawal, and that triggers the 21 days. I think the Administration is ready to reconsider this position. Just to be clear on what the law is. Thank you, Chair. >> Thank you. David, do you have any comments on that?\r\n\r\n>> Thank you, Chair. We appreciate the first Deputy Corporation Counsel pointing out that code provision. We would probably just want to double-check quickly that the updated Charter, which was revised on Board and Commission appointments in 2022, is in concurrence with the code? So >> I was going to table this for now, if that is the case. We can get back to it later. Can you assign somebody to check on it, please? >> Will do.\r\n\r\nThank you, Chair. >> Thank you. All right, any objections to tabling this matter? >> No objections. >> We'll pick it up later in this meeting. Ms. Clerk, Chair Yes.\r\n\r\ntime. >> For referral to the Committee resolution 25-125 appointment of members to the Independent Nominating Board for the County of Maui. >> Members, any objections to referring these two items to the great Committee? >> No objections. >> No objections.>> So ordered. Ms.\r\n\r\nClerk. >> Thank you, Madam Chair. Before you is resolution 25-127 authorizing the acceptance of the Kapalua Resort Associations donation of a labor for improving D.T. Fleming Beach Park under Chapter 3.56 Maui County Code. >> Member Paltin. >> Thank you, I move to adopt resolution 25-127. >> Second. >> Moved by Member Paltin, seconded by Member Uu-Hodgins to adoption resolution 25-127, discussion, Member Paltin. >> Thank you.\r\n\r\nI would say out of this body I'm the most familiar with D.T. Fleming's Beach Park. And you know, it's really beloved by our community. There are many changes going on with what is going on in the back parking lot, and to see that come forward to the Park area in the form of improvements for the community is great. And it can't happen soon enough. So I would love to us have us accept this donation of labor to improve D.T. Fleming's Beach Park, my home break. >> Member Rawlins-Fernandez. >> Mahalo, Chair, for the benefit of the public, since if they don't have the Resolution up in front of them.\r\n\r\nThis would remove the coconut

tree stumps, 15 of them that Member Paltin has been inquiring about for the last few years, asking first, if it was CRB and finding out that they died and they continued to be there even after they died. And that the value of removing that is \$12,670.15. So I'm supportive of this, and appreciative of the work that they are doing. Mahalo, Chair. >> Just a reminder, the arborist said it was because of the drought -- the trees drowned because of the river, and sometimes the high surf comes over. So it's all of the coconut trees along the river. The one down side of it is two of those trees marks best take off spot. So we're not going to have the x marks the spot anymore.\r\n\r\nYou don't want to have something that attracts CRB, because we need to be hypervigilant. I called Deputy Director and they thought they were spotted at the Hyatt. So please everybody inspect coconut trees because it's on Kaua'i, it's on Honolulu. We just don't want it here, because we have the best MISC. So if you treat them with the sides you can't eat the coconuts. Hypervigilant and we have to remove the x marks the spot, but hopefully it prevents CRB. >> Any more discussion?\r\n\r\nIf not, all those in favor of the motion, raise your hand, say aye? >> Aye. >> Nine ayes, zero nos, motion carries. Thank you, Ms. Clerk. >> Chair, for referral to the Government Relations, Ethics, and Transparency Committee is resolution 25-128 authorizing settlement of Conservation Council for Hawai'i and American Bird Conservancy v. Hawaiian Electric Company, Inc. and Maui Electric Company Ltd.\r\n\r\nand County of Maui Civilc No. 1:24-cv-00494-MJWS-WRP. >> Any objections to referring this to the Great Committee? So ordered Ms. Clerk. >> Chair, for referral to the Water and Infrastructure Committee are resolution 25-129 authorizing acquisition of 1.724 for Real Property Tax purposes as Tax Map Keys 2-4-6-027:027, 029, 030, 041 and 2-4-6-027:026, 028, 033, and 040 and 2-4-6-016:041 situated at Lahaina, Maui, Hawai'i for up to \$1,950,000 exclusive of closing costs and expenses under sub-section 3.44.015 Maui County Code and Resolution 25-130 authorizing the adoption of official paid parking zone maps incorporated by the reference in Section 10.77.010 Maui County Code establish of paid parking zones. >> Any objections.\r\n\r\n>> So ordered. >> Ms. Clerk. >> Resolution 25-131 authorizing acceptance of a donation of \$700 From Maptravel Company Ltd. sponsor of the Mizushima blue beer to help with the recovery from the August 8th, 2023 Maui wildfires under Section 3.56.030 Maui County Code. >> Moved by Member Paltin, seconded by Member Johnson to adopt resolution 25-131, Member Paltin, discussion? >> Thank you, Chair.\r\n\r\nI would just like to thank you sponsor of Mizushima blue beer for their help with the recovery from the August 8th, 2023 wildfires. I'm assuming that this donation would go to the Office of Recovery, but if I'm wrong, I invite the Administration to correct me. That's about it. >> Any more discussion? Yes, Mr. Johnson? >> INSTRUCTOR: Rise in full support of the motion, because I hopefully get some samples.\r\n\r\nBut no, but Mizushima means the Island of cold water. How about that for a beer? Sounds pretty good. Full support. Thank you, Chair. >> Thank you. All those in favor of the motion, raise your hand, say aye nine ayes, zero nos, motion carries, Ms.\r\n\r\nClerk. >> Chair, before you is resolution 25-132 referring to the Maui Planning Commission proposed Bills to amend the Maui Island plan's directed growth pap c5 Pulehu Road to amend the Wailuku Kahului community plan designation from agriculture to business/multifamily and to change the zoning from agricultural District to M-1 light industrial District for 166.511-acre portion of a parcel identified for Real Property Tax terms as Tax Map Key 2-3-8-006:004-0005 situated at Kahului, Maui, Hawai'i Ho'onani Village. >> Member Uu-Hodgins. >> Thank you, Chair. Move to adopt resolution 25-132. >> Moved by Member Uu-Hodgins, seconded by Vice-Chair Sugimura to adopt resolution 25-132.

Discussion, Member Uu-Hodgins. >> Thank you, Chair. I now move to substitute the Resolution 25-132 with the proposed FD 1 version that was distributed just right now.\r\n\r\n>> Moved by Member Uu-Hodgins, seconded by Vice-Chair Sugimura to amend the motion and substitute it with the ASF just distributed. Discussion, Member Uu-Hodgins? >> Thank you, Chair. The proposed FD 1 version is approved to formal and legality by the Department of Corporation Counsel and makes minor revisions to enhance readability and clarity. I also need to make a motion to waive rule 19. >> Okay. >> Should I do that now? >> You can include it in the motion.\r\n\r\n>> Yes, thank you very much for that. Okay. Well, I would like to then also like to move to suspend rule 19 at this time and I respectfully ask for the Members' support of my motion. Thank you, chez. >> Vice-Chair Sugimura, are you going to second that motion? Okay. Discussion Member Uu-Hodgins.\r\n\r\n>> Thank you, Chair. Resolution 25-132 would refer these three proposed Bills to the Maui Planning Commission regarding an Urban Growth Boundary community plan designation and change in zoning. These bills relate toed Ho'onani Village mixed-use development in Kahului. Members, we discussed this project in the HLU Committee March 20, 2024, because HLU will focus its attention on Bill 9 and all the other bills we got to do in that Committee, my preference would be to refer these three proposed Bills to the Maui Planning Commission for their review. Mr. Jeff Ueoka and others are here with us today if you have any questions. At this time I respectfully ask the Members' support of this motion.\r\n\r\nI do have more to add, but I can speak on it later. >> Any more discussion before we go back to Member Uu-Hodgins? You want to continue with your -- >> No, Member Johnson. >> Member Johnson, you had your hand up. >> A quick question in regards to the map. It says the first assembly of God subdivision, that has a lot number to it. Is that going to be a church that owns a subdivision and that is on the map?\r\n\r\n>> We'll ask Mr. Ueoka to come down. >> Can you explain? did you hear the question. >> Yes, thank you, Chair. Thank you, Member Johnson. No, that was the name of the subdivision, when there was a big giant parcel, and they cut out the first Assembly of God piece and called it the first Assembly of God subdivision, and that is why if you noticed the lot number is 1 ce34, that is why they just keep when they subdivide further they keep adding numbers onto that.\r\n\r\nI don't know why that always happens, but that is what the engineers do particularly when they do subdivisions. >> Okay. Thanks for that clarification. Thank you, Chair. >> We have Vice-Chair Sugimura, and then Member Paltin. >> Thank you Mr. Ueoka, since you came running up.\r\n\r\nOne of the testifiers that testified on this mentioned for more community input. I attended a meeting. So I wonder if you could briefly educate the public on the outreach that already has happened. >> Part of this proposal includes wastewater treatment facility on-site. Just because the County's one is kind of full right now and the circle one is a little down the road. So the project wants to try and control its own destiny on that and also the wastewater -- effluent will be available right on-site to use in that area. So we're excited about that.\r\n\r\nAnyway, so long story long, because of the wastewater treatment facility, we need to done EIS, going straight to EIS and part of it we had an EI scoping meeting just to get thoughts from the public. Unfortunately it wasn't very well-attended, but we will do more community outreach. This was just the first step and we wanted to get the ball moving. Assuming everything goes well today your transmittal to the Planning Department and us actually getting on a Planning Commission agenda. So we know there's time in between and we'll be working towards that in the meantime. >> Thank you. >> Member Paltin.\r\n\r\n>> Thank you, Chair. I know you asked him the first

time of public testimony, but I was wondering if you could detail for anyone watching, like, the path that you intended to go to? So that we know, like all of the various steps, where people could provide input in like a public thing like this? I mean, not specifically to this body, but I think you mentioned Planning Commission. They will probably be land use, and if you could tell us the order and the ways, so that it's out there? >> Okay. So everything is always subject to change of course, but as of right now the way I envision it, so it could be wrong.\r\n\r\nYou know, today we have this. We'll be going to the Maui Planning Commission between now and then we'll have some community meetings. And we'll try to meet with various stakeholders. what mediums would you use to announce that? Social media? Because newspaper, we have newspaper, but it's not as robust as it used to be. >> I'm not that old, but not too good at social media, but we'll try and use that, try to get Maui now, you know, those types of things.\r\n\r\nMaui news still exists of course, so we'll try to get it out there, of course. We do want input. >> For immediate release kind of thing sent out to media. >> Someone on our team is more knowledgeable about that kind of press release stuff. So we'll definitely try to get the message out there. Planning Commission, of course and it has to come back to you guys. We're hope doing those three Amendments and then our goal is after those three things are done, the Maui Island Plan Amendment, the community plan designation change and the change in zoning, then we'll have to go to state Luc for District boundary Amendment.\r\n\r\nSo all of those contain public processes. And you And know, an FEIS will have to be accepted along the way also. >> And in that pathway that we anticipated at this time, it wouldn't come back after the Luc. We could complete our work at the County-level, and then the Luc would complete their work, and then -- I mean, if and what? And then it would that is the end of it? >> That is my hope. Just for efficiency purposes.\r\n\r\n>> Okay. I just wanted to layout that pathway, because a recent other development on Lana'i went a different pathway. So just wanted to clarify this intended pathway. >> It's our hope for efficiency. We want to get moving on this, these houses -- I shouldn't say houses, units we feel are greatly needed. >> Thank you. >> And then one more note, my understanding is this, if you accept it, will go to the Planning Commission.\r\n\r\nAnd then when it does its circuit, it will come back to the DRIAP Committee that has Planning in it. Member Rawlins-Fernandez. >> Mahalo, Chair. Good morning, Mr. Ueoka. >> Good morning. >> I looked up the TMK, as you stated 005, and then the address.\r\n\r\nSo It says that the owner's name is Ax Holdings, LLC., and that the -- and MEO is still kind of associated? >> So okay. >> I'm looking at Maui property tax.com right now. >> So this lot of the first Assembly of God subdivision was condominiumized in the Maui Economic Opportunity condominium and in there's five units, 165 acres and there's the County's 23 acres and drainage lots still owned by A&B and the lot where the sugar museum owned by Ho'onani industrial, with their transportation center over there. So that is the way it's broken down and we're currently in the process of trying to get that subdivided into five lots and we'll get rid of the condominium and Ax Holdings is just the company that owns one of the lots. >> 005? >> I guess it's unit 2c the MEO condominium. I forget what the last four digits are.\r\n\r\n>> The TMK number. >> Yes, I think the last four digits are the TMK? >> I put 005 as in the reso and Ax Holdings, LLC. is the owner's name that comes up. So you are working on acquiring that parcel from them. >> So Ax Holdings will if we get this moving, they're probably going to do a long-term lease, to Ho'onani whatever the Ho'onani entity that we create to be the master developer. >> Okay.\r\n\r\nWho is Ax Holdings ? it's just the company. A company that holds it.

It's a trust, a family trust. >> Can you give me more information? I'm looking at DCAA right now? >> It's a local family. >> Okay.\r\n\r\nAll right, I think that concludes my questions. Mahalo, Chair. Mahalo I just have something that will be dealt with way down the road, but sound attenuation. I grew up in dream City and the planes came right over our house and we have like 1,000 home and that is something that you get used to after I while. I mean, we could hear the fairgrounds when the announcer was looking for lost children. I still, Mr. Tanaka, come and get your child.\r\n\r\nWe're living four blocks away, you know? So but still people who are not from here may not understand that. I do. I do have. >> So we did get comments back for the FEIS from the State Department of Transportation, airports division and they showed us the LDM map that shows the little rings, kind of like a topomap, but for noise, LDN and a portion of the property that is within the 60 decibels. Generally speaking it's not recommended to have Housing, but it's not prohibited in 60 decibels. So what we'll do is probably use construction methods, concrete walls, insulated windows and air conditioning to get that noise level down to an acceptable level which I believe is 45 or something.\r\n\r\n>> Some people actually don't mind hearing things like today. I no longer in dream City. I'm in Wailuku and the coffee bean and the people drive through, when there's Kona wind, can I have a frozen latte? You know, I heard all of the orders coming over the loud speaker. I don't know, this to me is like this is home. I love this. Thank you anyway.\r\n\r\nAny more questions? Member Rawlins-Fernandez. >> Mahalo, Chair. Okay. So I guess the follow-up to your response and my question about leasing. So there is not a lease in place now with Ax Holdings, LLC.? >> Not a formal one, but they are part -- that family is part of the group that is in our development team. >> Okay.\r\n\r\nAnd then I know this is going to come back us and all of that stuff. I'm supportive of housing being there, which is why, you know, my office spearheaded the 23 acres there without them disclosing that there's this large electric line going through it. Ah-hah, yep, but regarding this Resolution. So what kind of assurance do we have -- oh, I guess it will come back to us after recommendations from the Planning Commission and we can put our assurances on there in the form of conditions to ensure it's housing. Okay great. I answered my own question. Thank you.\r\n\r\n>> Okay. Any more questions? Member Uu-Hodgins. >> Thank you, Chair. I don't have any questions for Mr. Ueoka unless anybody does. Thank you very much of I was going to say something to what you just said based on the testimony we heard earlier today.\r\n\r\nI find it kind of funny, because Sprecklesville in Pa'ia is under the flight path and that is a \$1 million home subdivision. It's like 3 down there and so they're fine with it. This is going to be for our local residents, and they will know what they are getting themselves into. I do know that the state did pass a central Maui school. So if the residents there are school-aged children, they can go there and this will probably blow up by spot. But the English side for Pa'ia school is a very small school and probably the closest school to where this future subdivision will be. Next year there's only going to be about five students in kindergarten.\r\n\r\nAll of them are girls. So for future residents of this area, please send your children to Pa'ia school, so they don't shut down that portion of the school. Thank you. >> Okay. All right. Any more questions? Mr.\r\n\r\nCook, and then Member Paltin. >> Thank you, Chair. Regarding the noise. I just want to make a comment. Over the last 50 years I have been around, used to be like really loud and there's a really big issue in Sprecklesville and other areas. Subsequently the aircrafts have changed as far as the technology. And hopefully in the future they will get quieter and it is very unlikely that they will get louder.\r\n\r\nSo I just

wanted to say that. I remember when it was loud. >> Okay. Member Paltin. >> I don't know if you remember when it's loud or you can just turn it off? I don't know if it's apples-to-apples or Oranges to Oranges, but I'm fully supportive of Pulelehua and that is right below an airport. It may not be apples-to-apples, because I think -- I don't know how many flights they have out of there?\r\n\r\nIt's maximum 37-seaters but I'm not trying to be a hypocrite. I would say I'm fully supportive of Pulelehua even though because of the need of house is security; right? You know, I mean, that is just the way it is. >> Thank you. I think we all agree that we need a lot of permanent housing built. And you know, we have enough interim housing coming up, but it's the permanent housing that we need for our residents. Member Johnson.\r\n\r\n>> Thank you, Chair. Yesterday in my Committee we had that wonderful presentation about trees inside residential areas, and just having more trees. Tree tunnels and big trees are a great way to reduce sound pollution, and it makes your community beautiful. We went to, I'm sure I think many of you have visited Hokuala on Lana'i, the affordable housing project there. They are built like tanks. You can't hear anything outside. So I know myself growing up personally, I would go just my Auntie, who lived in the hardcore projects and they were right underneath, right at the base where the planes would land, because that is the cheapest land?\r\n\r\nIt was so loud as a kid growing up, it was like really intense the memory that I have of those loud planes. But since that time, the builds are not constructed out of cinder block and you can really work on making your new project keep that sound without with the idea of having landscape plans that goes before this body and remember you know, we have conditions that we can put on landscape plans really to bolster up the trees and I know that you know Jeff Ueoka and they are in the audience. So remember there's something that I'm going to do to certainly talk about when it comes before us in your landscape plan. Make sure those trees are really going to help block out that sound. So you know, there's that issue. In a time of housing issue, there is ways to address that. Thank you, Chair.\r\n\r\n>> Thank you. Good idea. Member Sinenci. >> Thank you, Chair. For my opportunity, and at this point I can support sending it to the Planning Commission for their review. Just for my input, just basic safety, putting our residents in safe housing options. We have always voted to keep them out of danger, out of flood zones, those types of things.\r\n\r\nSo we do want to keep them at the beginning of this Administration, we heard a lot of horror stories about the FAA, and the shortage, and those cuts to the FAA. So just putting it out there that hey, we want to make sure that our residents are safe, as much as housing can be out of the flight plan, and because we're at this early stages conceptual design that we want to make sure that we address it at this point prior to any construction. Just my input, Chair. Thank you. >> Thank you. Any more questions? We still need to vote on the main motion as amended.\r\n\r\n>> We actually need to do three. We're on the rule 19 suspension first, and then the amendment and then the main. >> Rule 19 suspension only. All those in favor, raise your hand, say aye. >> Aye. >> Nine ayes, zero nos, motion carries. Then the main motion as amended.\r\n\r\n>> The Amendment and then the main motion as amended. >> The Amendment, the ASF. >> You pointed at me, go ahead. You can call on me. >> All right. It's just like you guys go like that -- I don't know who is up-and-down. You are changing your mind.\r\n\r\nVice-Chair Sugimura and then Member Rawlins-Fernandez. >> I wasn't voting, I have a question. >> Member Rawlins-Fernandez. >> Mahalo, Chair. My question is regarding the Amendments for the FD 1. It doesn't outline -- the version approved to form and legality. Is it just the signature incorporating non-substantive revisions? Okay.\r\n\r\nI know OCS likes

to do this, but whenever I try to do floor Amendments, I like to highlight them so the members with immediately see the Amendments on the floor. So no one thinks that I'm trying to pull the wool over their eyes. >> Maybe remember Uu-Hodgins can highlight them verbally. >> Sure. >> Mahalo chair,. >> It's the signature at the end of the document. >> It says non-substantive provisions. >> Minor revisions to enhance readability and clarity.\r\n\r\n>> Like formatting? >> Yes. >> That is great. >> Yeah just make it pretty with their signature. I can, if you want me to, have them specifically call it out, but it's not anything super major. >> I'm good. >> I hear you and I can make sure that the next time we have a large document like this, I can have them call it out.\r\n\r\nThank you. >> Thank you. >> Good idea. Good idea. So all those in favor of the motion, please raise your hand, say aye? >> Aye. >> Nine ayes, zero nos, motion carries and finally the main motion as amended.\r\n\r\nMy more discussion? If not, all those in favor of the motion, please raise your hand, say aye? >> Aye. >> Nine ayes, zero nos, motion carries. Thank you very much. And so we have the next one, Ms. Clerk.\r\n\r\n>> Chair, we're on Ordinances. Now if there's anyone that would like to testify on Ordinances, this is your opportunity. We currently have no one signed up to testify. So this is last call. And the countdown is 3, 2, 1. I see the Royal House has his hand raised. I don't know if he wanted to testify on Ordinances. >> Okay.\r\n\r\n>> Aloha Aloha. >> I'm here to testify on Ordinances. Were any of plans and discussions that were made, were any -- was there any -- was that discussion with Royal Patents, or the descendants of the Royal Patents since all of Hawai'i is Allodial titled and Royal Patented. Please correct me if I'm wrong, because I'm pretty sure all of Hawai'i is Royal Patented and Allodial title, which those descendants are to govern that specific land area, and those boundaries? Because on the Tax Map Key it was manipulated from our boundaries and metes and bounds and created to divide, and was divided from our Royal Patents and land Commission awards. It's not real property because real property was American-made and you cannot implement an American law, and decision, here, in Hawai'i. That was decided in California or Washington, D.C., or wherever it may be, besides Hawai'i. And And America highly recognizes in their federal Supreme Court that they do not have power, authority or jurisdiction on foreign Allodial lands, Hawai'i and our Royal Patents from the Mahele from the foreign Allodial lands and everyone, each of their lands are supposed to Follow Kamehameha III's laws because it's humanitarian laws with water, land, and Chief law I just wanted to ask if Kamehameha III's laws that are forever valid being used in this discussion and plan? And please correct me if I'm wrong, if Hawai'i is Allodial titled Royal Patented every single parcel of land?\r\n\r\nBecause I'm pretty sure it is. Thank you for hearing me out. God bless you all. >> Thank you, any questions, Members? Next testifier. >> Chair, there's no one indicating a desire to testify. >> Any objections to closing public testimony on Ordinances and accepting written testimony for the record?\r\n\r\n>> So ordered. Ms. Clerk. >> Chair, before you is Bill 77 (2025) a Bill for an Ordinance authorizing the Mayor to enter into an Intergovernmental Agreement with the Federal Emergency Management Agency authorizing the use of County property for a temporary housing project. >> Member Paltin. >> I move to pass Bill 77 on first reading. >> Moved by Member Paltin, seconded by Vice-Chair Sugimura to pass Bill 77 on first reading.\r\n\r\nAn ASF is being distributed. >> A substitution. I would like to move to substitute Bill 77 with the proposed FD 1 version distributed at today's meeting. >> Moved by Member Paltin, seconded by Vice-Chair Sugimura to substitute to make an amendment with the ASF that is being distributed. Member Paltin, discussion. >> Thank you. I would like to move

to further amend the FD 1 version of Bill 77 by striking the last sentence of section 1. That reads: the temporary structures may be permitted in accordance with Section 16.25.108.1 Maui County Code, and the Mayor's existing emergency Proclamation.\r\n\r\n>> Second, somebody. Okay, moved by Member Paltin, seconded by Vice-Chair Sugimura to strike last sentence in section 1. Discussion, Member Paltin. >> Thank you. Corp. Counsel has notified us that they believe that that sentence is unnecessary, and limiting, and our OCS Attorney agrees. >> Any more discussion? All those in favor of the motion, raise your hand, say aye?\r\n\r\nnine ayes, zero nos, wait, wait, wait. Where is Member Paltin? >> Right here. >> Okay, not Paltin, but Kama. I see her. Thank you. All right.\r\n\r\nMotion carries. So that takes care of that Amendment. And then the other Amendment is the ASF. >> The substitution, yes. >> Yes. Vice-Chair Sugimura. >> So the copy that we just got is not sign by Corp.\r\n\r\nCounsel. Maybe Mimi Desjardins can comment on it? >> Deputy corp. counsel. >> Thank you, Chair. Yes. We're okay with the new version.\r\n\r\nThank you. >> Thank you. >> So for my discussion, this Amendment corrects a Tax Map Key. It identifies the legal authority for allowing the temporary structures on the property, and incorporates technical and non-substantive revisions. That is for the substitution discussion. >> Okay. Any more discussion on this substitution?\r\n\r\nIf not, all those in favor of the motion, raise your hand, say aye? >> Aye. >> Nine ayes, zero nos, motion carries. And now the main motion as amended. Any more discussion? Member Paltin? >> So yes.\r\n\r\nYou know, four units may not seem like a lot, but every family we can keep in Lahaina is, you know, temporary may not seem like ideal, but every family that we can keep in Lahaina is worth any amount of time. >> Any more discussion? If not, all those in favor of the motion, raise your hand and say aye? >> Aye. >> Nine ayes, zero nos, motion carries. Ms. Clerk.\r\n\r\n>> Chair, for referral to the Housing and Land Use is Bill 78 (2025) you a Bill for an Ordinance to change zoning from agricultural District to R-2 residential District for property situated at 1550 Nukuna place Wailuku, Maui, Hawai'i Tax Map Key 2-3-6:007:010. >> My notes don't say who. >> For referral, Chair. >> Referral to HLU. Any objects, Members to referring this matter to the HLU Committee? >> No objections. >> So ordered. >> Chair, for referral to the water and infrastructure Committee is Bill 79 (2025) a Bill for an Ordinance amending Chapter 10.77 Maui County Code relating to the establishment of paid parking zones in Wailuku town and at South Maui County Beaches.\r\n\r\n>> Any objections to referring this to the Wai Committee. >> no objections. >> Ms. Clerk Chair, in Ordinances for second. >> Yes? Member Rawlins-Fernandez? >> I was going to ask our morning recess?\r\n\r\n>> Would you like a recess? >> But what you were saying? >> I was going to take up the table item before we take up second and final items. However, recess, anybody object to taking a ten-minute recess until 11:00? Okay, meeting in recess until 11:00. Thank you. [GAVEL] [GAVEL] >> Will the Council meeting of June 6th, 2025, please reconvene. Ms. Clerk.\r\n\r\n>> Thank you, Madam Chair. So revisiting resolution 25-124 appointment of the Member to the Maui County Commission on Persons with Disabilities and a motion to adopt by Member Uu-Hodgins, seconded by Vice-Chair Sugimura and subsequently a motion to move the nominee from A to C to the disapproval list and that did pass at 10:03, 9-0. >> So what we want to do is to file this item. But we already voted on adopting, we didn't? Okay. I know we tabled it. >> Chair, we voted on the motion to amend to move the name from exhibit a to exhibit c. >> Okay, can you withdraw the motion. >> Sure. Can I have Corp.\r\n\r\nCounsel explain why we're doing what we're doing just to make it clear for the record? Because we took one step and stopped and now taking another. >> Ms.

Desjardins. >> Thank you, Chair. The particular issue with this nominee, Maui County Code 2.1.060 entitled, "withdrawal." Allows a nominee to withdraw from consideration by submitting a written withdrawal, which this particular candidate has submitted on June 4th. And then upon receipt of this notification, the Council -- it says the Council shall not consider the nomination in the case of withdrawal of a nomination submitted by the Mayor, which this was, the Chair of the Council shall then notify the Mayor in writing within five days of the withdrawal.\r\n\r\nWithin 21 days after receipt from Council, the Mayor shall submit to the Council the name of another nominee. I will have to have the Clerk's office clarify this, but by filing this, there seems to be a technical issue that I'm not -- you know, I'm not the expert in. But the thing is that 2.41.060 I think would only anticipate a reso already has been posted. Otherwise the Council would not know that the Mayor submitted a nominee. So there's a little bit of oddity here. The other issue, if you disapprove this nominee, the Charter provides the Administration ten days to resubmit a name, whereas, the Maui County Code gives them 21 days to resubmit a name in the case of a withdrawal. That is sort of where we're right now, but I think if the Clerk's office could explain what would happen if there was a filing that might be helpful?\r\n\r\n>> Did you folks want to do that and let us know how the notification process will work from this body to admin to let them know that the clock has started on their end? >> I think since the discussions were between first Deputy, and Director Raatz, it may be helpful to have Director Raatz also weigh-in. >> Thank you. >> Director Raatz. >> Thank you, Chair. A couple of notes. The code provision that Deputy Corp.\r\n\r\nCounsel referenced in withdrawal of a nomination does include the sentence in the case of a withdrawal of a nomination submitted by the Mayor, the Chair of the Council shall notify the Mayor in writing within five days of the withdrawal. So we would have to, I think if the Resolution were filed today, work with you on submitting that notification. The benefit of the way it's been done, and similar instances earlier this term of actually adopting a disapproval Resolution is that the Mayor is a certified recipient of the Resolution and he gets automatically notified through the mechanism. Again, this filing process would just require an additional document to be created, I think. Thank you, Chair. >> Ms. Uu-Hodgins.\r\n\r\n>> Thank you, Chair. I'm happy to file it as long as this body is happy to file it with me. So then at this time, I also will make a withdrawal to my earlier motion to approve resolution 25-124 and the subsequent motion to amend. >> Sorry to interrupt, but since the motion to amend to move the name from A to C passed, could you please reconsider that? >> We can reconsider that then. >> Member Rawlins-Fernandez. >> Mahalo, Chair.\r\n\r\nSince that motion was an Amendment to propose the main motion, now we're going to consider filing. I don't know if it's necessary to do the reconsideration on that Amendment? Because we're just going to file it? >> A subsequent motion would just be a motion to file. So a subsequent Amendment to your main motion, since that other one passed could be a motion to file. >> Should I then reconsider the motion to amend, and then move to file? >> Or you could do a motion to amend to file resolution 25-124. >> Okay.\r\n\r\nLet's do that. I will make a motion to amend to file resolution 25-124. >> Second. >> Moved by Member Uu-Hodgins, seconded by Member Rawlins-Fernandez to file this matter. Discussion Member Uu-Hodgins. >> Again, this nominee withdrew her name from consideration. So disrespect to her, is what she wanted and we'll do what she wants. >> Any more discussion in if not, all those in favor of the motion to file, please raise your hand, say aye.\r\n\r\n>> And that was a motion to amend the main motion to file. So if we could just vote on the main motion as amended. >> Nine

ayes, zero nos, to file. Now the main motion as amended. >> To file. >> We're voting? Any more discussion?\r\n\r\nIf not, all those in favor of the motion, raise your hand, say aye? >> Aye. >> Nine ayes, zero nos, motion carries. So that disposes of that item. >> Yes, Chair. >> Now we can resume the second and final reading Ordinances. >> Chair, before you is Bill 73 (2025) a Bill for an Ordinance amending the Fiscal Year 2025 budget for the County of Maui officer of the Mayor, Economic Development Program grants and disbursements for Business Development and Technology West Maui Economic Development, Environmental, and Cultural Programs, Kaiaulu initiatives.\r\n\r\n>> Member Paltin. >> Thank you. I move to pass Bill 73 on second and final reading. >> Second. >> Moved by Member Paltin, seconded by Member Rawlins-Fernandez to pass Bill 73 on second and final reading. Discussion, Member Paltin. >> Thank you.\r\n\r\nIn light of yesterday morning's discussion, I think Bill 73 is needed now more than ever, not just for our mental health, but for oxygen, and to combat climate change, and to prevent more fires, and so full steam ahead. And applications have already been drafted for this Fiscal Year, and next. So I respectfully ask for the Members' support of my motion. >> thank you. Member Rawlins-Fernandez. >> Mahalo, Chair, full support of this motion of this Bill, and grateful to Kaiaulu initiatives for the work that they are doing, in addition to all what Member Paltin explained, what was presented in the Adept Committee yesterday. Trees attract clouds and it helps to draw down water and helps to recharge our aquifer, which is desperately needed.\r\n\r\nMahalo, Chair. >> Any more discussion? If not, all those in favor of the motion, please raise your hand, say aye. nine ayes, zero nos, motion carries. Ms. Clerk. >> Chair, before you is Bill 74 (2025) a Bill for an Ordinance amending the Fiscal Year 2025 budget for the County of Maui Appendix A, part 1, office the Mayor Department of Environmental Management United States Department of the Interior, Bureau of Reclamation.\r\n\r\n>> Vice-Chair Sugimura. >> Thank you. I move to pass Bill 74 (2025) on second and final reading. >> Moved by Vice-Chair Sugimura, seconded by Member Uu-Hodgins to pass Bill 74 on second and final reading. Discussion, Vice-Chair Sugimura. >> Thank you. I have no further discussion and appreciate the Members' support.\r\n\r\nThank you. >> Any more discussion? If not, all those in favor of the motion raise your hand, say aye. >> Aye. >> Nine ayes, zero nos, motion carries . Okay. If us now to unfinished business. >> Correct.\r\n\r\nChair, there's currently no one signed up to testify. So this will be last call. If there's anyone who would like to testify, this is your opportunity and the Royal House has raised his hand again. >> Okay. Hello. >> Aloha. I'm here to testify on this, and I was just wondering if any of Kamehameha III's laws are in use, and being used for the discussion and plans?\r\n\r\nBecause those are the laws that are supposed to be in use and forever in use, because no monarch before or after Kalyike can change it and any discussion or notification to the Royal House of Hawai'i and all of the descendants of the Royal Patents, which are also descendants of the Royal House of Hawai'i, because the Hawaiians are royals. Yeah, were there any discussions with them, and because I'm pretty sure all of Hawai'i is all Allodial title and Royal Patented where America is not supposed to have jurisdiction on, because they are foreign Allodial titles from foster and Elam vs. Nelson. If it's being broken, because the laws with the land and the water and everything it's being mismanaged for such a long time. You guys should be using these, and stop breaking international laws, because yeah -- it's our laws here. It's for everybody also, not only for the Hawaiians. By the way, if everybody gets offended, I don't know people get offended for, but it's everybody's health, because we wouldn't be kicking out all of these people, you know what I mean?\r\n\r\nThat

are on the Royal Patents. Everybody needs a house, hello. Everybody needs water. Everybody needs all of that. And we just -- the descendants of the Royal Patents need to be called up, because all we're trying to do is take care of God's gift. God's gift, which was the land, which was his love that was free. And just so many people never get them and now get all of this Pilikai going on.\r\n\r\nAnd Please do what is right and calling up all of the descendants of the Royal Patents again. Thank you, and God bless you all. >> Thank you. Member Rawlins-Fernandez. >> Mahalo, Chair. Just a quick question for our testifier. I still didn't get your email.\r\n\r\nI was watching for it, but if you need my email address it's Keani.Rawlins@MauiCounty.US to answer your questions. >> I just opened it now. It was in the draft. I thought it was pout it. It's Rawlins without a g. Thank you. Mahalo, Chair. >> Thank you.\r\n\r\nAny more questions? If not, Ms. Clerk. >> Chair, there's no other testifiers. This is last call. Count down, 3, 2, 1. Chair, there's no one indicating a desire to testify. >> All right, Members, any objections to closing public testimony on unfinished business?\r\n\r\n>> No objections. >> No objections and accepting written testimony for the record, Ms. Clerk. >> So ordered. >> Chair, thank you. Before you is Bill 49 CD 1 (2025) a Bill for an Ordinance amending Section 2.08.060 Maui County Code on salaries in the Office of Council Services. >> Members, I move to substitute the Bill with the attached proposed FD 1 version.\r\n\r\nSo please take a moment to read it. >> Chair? >> Yes. >> I think -- okay. Yes. >> If you could make a motion to adopt. To pass, correct.\r\n\r\n>> Okay. What is pending is -- what is pending is a Bill that was previously moved on, to my recollection. And then it got tabled. Yes. >> Chair, I will make the main motion. I move to pass Bill 49, CD 1 (2025) on first reading. >> Okay.\r\n\r\nMs. Clerk, I thought that was done at the last Council Meeting, but if not, that is fine. >> Chair, it was tabled last time without a motion. >> It was tabled without a motion. You mean we had a discussion without a motion? >> There was quite a bit of discussion, I think. >> Yes, that was pretty hard to understand there would have been that much discussion without a motion.\r\n\r\nOkay. But let's handle that way and pretend we didn't have a motion and today we have a motion, okay? To pass Bill 49. >> FD 1. So what we received is a proposed FD 1 version, correct? Just to make sure. >> We just need a second. >> We just need a second. >> Moved by Member Rawlins-Fernandez, seconded by Member Johnson.\r\n\r\nSo what you have -- you can explain it, Member Rawlins-Fernandez. >> Mahalo, Chair. I was going to let you explain your version. But I wanted to speak to the main motion of Bill 49 CD 1. And then the CD is the committee draft. Though that is what was amended in Committee. And I don't have it pulled up in front of me. So I can -- no, I'm not going to do it from memory.\r\n\r\nBut I wanted to speak to the main motion before we consider the proposed FD 1 version. >> Okay. >> Mahalo, Chair. First, I think in discussions in Committee, and in other meetings subsequently, this was described as a raise. And this is not a raise. This is setting salaries, like what the Salary Commission does. Just like the Salary Commission sets appointed, and elected officials' salaries like our salaries.\r\n\r\nIt's not a raise. It's setting salary adjustments, acknowledging the cost of living adjustment that has increased substantially since the last time the Salary Commission did do a deeper dive in analyzing the salaries of all elected and appointed officials through the work of third-party consultant. A raise is often based on performance. This is not based on performance. A raise is often earned and the system of performance-based raises are already in place. And in someone is not performing their duties, then they would be terminated or their contract not be renewed at the end of the term for not performing their duties, and

if they are doing well, then the raise is in place to provide that based on their performance. Second, while this is about the following about the Bill and following the rationale of the Salary Commission, setting salaries for OCS Staff, this is more than about OCS salaries.

This has a potential to adequately set the salaries of similarly situated positions, like Bargaining Unit 3, and 13. And if the County pays more competitively for these positions, then the salaries could attract those working in the private sector, filling many of the County's vacancies that makes it hard for us to serve the public as we would like to. Vacancies that put double or triple the workload on existing employees burning them out, and if the County sets salaries at a more living wage, and attracts workers from the private sector, then the private sector would then have to compete with the County to attract those most qualified workers, and those salaries would then be set at a more living wage. This is about system, as policymakers, we are the very ones who should understand systems and fixing systems to improve the quality of life for our residents. And/or at least not make it so hard on them. Third, like Bargaining Unit 3, and 13, our OCS Staff are primarily women. So many UPW workers are men, and they received competitive wages and we fight for prevailing wages for also primarily men, for building housing. And I believe that our residents should be able to afford to live here.

So I support prevailing wages. I support UPW workers getting paid competitively. But I think it's such a system of patriarchy, and gender discrimination for Bargaining Units 3 and 13 and OCS who are primarily women. We don't know what we don't know. Two things that we learned that we didn't know that we didn't know, one, again, the supplemental agreements to the master agreement of the Collective Bargaining Agreement. Two, that Kaua'i County covers the medical insurance for their employees. We didn't know that, and then, I received an email saying that now our County workers, if they qualify for certain medical or, you know, if they currently have the medical insurance that was listed in the email, then it would also be covered.

And I don't think we would have been offered this either of these things, or known about it, if we hadn't introduced Bill 49, because that shook the system. That is the kind of boldness that need to be, and to create in order to create systems that benefit our residents. And I know when we were trying to take the vote, Member Johnson was on his way to Japan. And it was 4-4. So Member Johnson, you are the swing vote on this. You know? And I know that you love to be the champion of the working-class. And in so many ways you have proven that, in so many ways.

And so yeah, a lot of pressure, because you are the swing vote on this. Mahalo, Chair. >> Yes, Member Uu-Hodgins. >> Thank you, I'm going to alleviate some pressure from Member Johnson, because I also support your ASF. That is all I'm going to say, not too much pressure. >> Let me explain. That was an excellent presentation on the rationale for the original increased proposal and you're right, it's not raises.

It's setting salaries, where they should be. And so we, just as a reminder, the initial proposal was a 30% increase. Then it was dropped down to 10% and then moved up to 20%. And that is where we are today. Then I was going to in the spirit of compromise, I was going to propose 15%, because facing reality, I don't believe we have the votes for 20%. We may have the support and now we do with 15% plus 5% in steps. So that is the proposal before you today. And this is what is on the floor for discussion. 15% plus 5% steps.

Anybody? You ready to vote? Everybody ready to vote? Member Johnson? >> I can speak to this. Well, whenever we talk about salaries, I feel that it's because we have been in the system for so long, that has been production has risen, like this, and our payment has been like this; right? For so many years.

That story I shared with

everybody with me visiting my Auntie who lived underneath the airport in low-income housing that was my childhood growing and that is the way I raised hi my daughter in Section 8 housing and that was not that long ago. I have written bills, Resos to support folks going on strike. I mean, and this body has supported our workers in the hospital and Hospital industry and health care and remember when we were supporting all of the nurses on strike? I have us been trying to fight for folks who are struggling at the very low-income, very low salaried positions and that has been kind of the lens in which I see the world in is helping out those folks. During budget, we took big cuts to make all of the things happen, I will remind you one of my priorities was to support Lana'i with extra \$5 million that got cut. The farmers program would give \$5 million, but instead was \$1 million. So we all had to share the load in order to make this budget a little bit -- I wouldn't say reasonable, but it happened.\r\n\r\nWhatever reasons it was, and this is, I Think, is a compromise. I will support it. Because all of the things that I just stated I will still fight for the folks that are most at the very low-income and that is really where I feel most comfortable in. The systems that Council Member Rawlins-Fernandez speaks to, I'm ready to dismantle them and we tried to work with the unions and you buys were here when the unions came. I was shocked. I would never imagine a union would fight against raising wages for their members. It was amazing to me.\r\n\r\nThe times that we live in, but in the spirit of compromise, I will support this. Thank you so much. Thank you, Chair. >> Member Rawlins-Fernandez. >> Mahalo, Chair. We supported a lot of initiatives that Member Johnson described. Including he missed Powell workers that was a game-changer for Parks and Rec on Moloka'i, where our Parks Administrator told me was the line went out the door.\r\n\r\nSalaries matter. And you know, in doing that, we disregarded the performance of Powell's workers and we advocated for their salary to be living wage, regardless of how they performed, regardless of whether their direct Supervisors would have given them that salary because we believe that people should not be priced out of their Homelands of where they choose to live in our community, regardless of their performance. That they should be paid competitively. And it can often be easier to advocate for the nameless, and the faceless and it takes a little more courage, when you actually know who it is that you are advocating for. We talked about, Member Johnson brought up cuts. And you know, I think it's important to reflect upon what motivated those decisions? Some of those decisions?\r\n\r\nWere any of those votes based on retribution? You know? Pulelehua? You know, Member Johnson, you didn't vote for Pulelehua, and didn't really explain why, but you know, I hope it didn't have anything to do with Member Paltin, you know, proposing to reduce that \$5 million from the Lana'i project. As Council Members, we represent everyone. I flew to Lana'i multiple times to be there in the community, because they're my constituents, too. I represent them, too.\r\n\r\nI care about them. Our votes shouldn't just be because -- our votes should not be because just as our votes should not be because we unfairly favor someone, they should conversely not be out of retribution. We're supporting the dismantling of systems here. This is under our direct control. We have the power to help to dismantle the systems right now with this vote, and voting to bring it down even lower than what it originally was is kind of contrary, and contradictory to the brand of fighting for the working people. And I will be sure to remind you of this vote when we take up items, or when we want to talk about fighting for the working-class. Again, Member Johnson, you are the swing vote on this main motion, and that is what we're considering right now, the 20% that came out of Committee.\r\n\r\nMahalo, Chair. >> Member Johnson and Member Cook. >> Well, first

off, as far as the retribution goes, I just simply whole-heartedly disagree and I'm not going to go any further than that, it's not how my mind works. The one thing I will add, unless things have changed, the Mayor has not signed off on the Clerk's supplemental salaries. I see our Clerk saying he still has not signed. So that is an issue I have with the 9th Floor, if we put the money in, I hope they would sign off and help the Clerks. The Clerks are one of the folks being paid the lowest if we put in money for the salary supplements I would hope that the 9th Floor needs the reasoning behind it and would support it, but they have not.\r\n\r\nmaybe that will change. >> That is not true. >> That is not being discussed, only for OCS. >> The salary supplements haven't gone anywhere for the Clerks is what my point is. That is all I wanted to add. Thank you, Chair. >> Just for your information, everybody, the salary supplements are for OCC.\r\n\r\n\r\nAnd then we had requested that the Mayor sign off on it, because he has to, because he is the person who is responsible for collective bargaining and so forth. He could have signed off, he did not. Member Cook. >> Thank you, Chair. I'll be supporting of this, and I have been, and continue to be supportive of increases for our Staff. This is definitely not a faceless issue. This is addressing people that we work with daily, that we rely on, that we interact with.\r\n\r\n\r\nIt is not a comfortable thing to be in a situation to say you're going to get 20%, instead of 30%, or this pay scale as opposed to that pay scale. So I just want to say it is not -- it is a very intimate, thoughtful, not comfortable thing to be doing I believe, giving increases is very appropriate. I also reflect on the testimony from some of the other people who came, who are colleagues, who work in the building, who work in the Department, who took an extremely uncomfortable role to come and basically say that they felt this was in excess. So I think this compromise is judicious. I think that the raise is appropriate. I'm hopeful we can all come together on it and recognize the contributions that the OCS are making, and we in good heart and goodwill increase the salary. But I will be supportive of this, because I feel it is a reasonable amount of increase.\r\n\r\n\r\nThis is definitely. >> Which one are you talking about? >> The proposed. >> The 20% or 15%? >> Well, the 15%. >> The 15% with the 5% step increase. >> Correct, which basically goes to 20% afterwards. So 15% with the 5%. I'm supportive of that, and I don't think it's not a living wage issue. Thank you.\r\n\r\n\r\n>> Member Uu-Hodgins. >> I do want to make clear that the next vote we're going to take is regarding your ASF that you just dropped on the floor today for 15%. Yes? >> Yes. >> That is the vote we'll be taking soon. >> Yes. >> Okay. >> Actually, I think we jumped ahead; right?\r\n\r\n\r\nWe still have to take -- see this is the point I don't understand. I thought we had already voted on this already out of Committee. But I guess we have to take a vote on the original proposal. >> Okay. As amended? >> And then my ASF. >> Okay.\r\n\r\n\r\n>> That is what we have to do. >> To clarify, we all support a 15% salary increase in Committee, and then it was changed to 20% with the step. So there's that. And two, I completely understand what Member Rawlins-Fernandez is saying, and Member Cook, except for me, this isn't uncomfortable. Because when I look at this pay scale, OCS Staff gets paid really well, and as they should. They do amazing work. They get paid really, really well.\r\n\r\n\r\nI'm quite familiar with how much construction employees make, everybody knows what my dad used to do. The majority of the Staff gets paid more than journeyman carpenter who works all day in the sun. This isn't did sex discrimination for me. They get paid really well and I go understand that raises are equated to performance and honestly, I'm happy to support that, too. Because they perform excellently for us. We could not do our job without OCS Staff. So I'm happy to

support this 15% and I'm proud to support 15% because it's a lot of money.\r\n\r\n30% was a little bit egregious, I'm not going to lie. In a time we cut Mayor's salaries and we increased ours by 30%, it was too much of a back and forth. There wasn't a balance for me. Then when we had HGEA's agreement come through, and it has nothing do with OCS Staff, and I don't want to pit anybody against each other, but those increases were really pitiful, and they deserve so much better than that. And I'm really happy that this Bill did trigger all of the things we now can do like getting the health care covered, which also will apply to OCS. So OCS will get 15%, plus a step, plus health care. And again, they get paid more than a journeyman carpenter.\r\n\r\nI just want to make that very clear, that for me wasn't about gender. I support everybody in OCS. They are amazing, and they deserve a nice pay raise. It is a raise, because they get paid more than what they did and cumulative, if you look at what they got paid when I started, when at least Tom and I started, three years ago, a lot of their pay has went up about 60%. So they get paid quite well. And again, they should, because they deserve it. But this isn't embarrassing, I'm not uncomfortable to say they deserve a 15% pay raise and not uncomfortable to say 30% is too much. And I will include that journeyman carpenters don't get paid 21 days of vacation from the day they start, and they have to earn their second vacation as they did here, and those aren't included in the benefits, nor do they get free health care.\r\n\r\nSo all of the things that we're voting on today is 15% plus the step, plus free medical is an extremely nice package for OCS. >> Chair, point of clarification. >> Yes. >> As I explained earlier, only certain plans are being covered. So yeah, so it's not guaranteed that all OCS Staff will have their health care paid. So I just wanted to clarify that for the record, and for the public mahalo, Chair. >> Anybody else?\r\n\r\nVice-Chair Sugimura. >> Thank you. Important discussion. And as you know, this has been kind of riveting through BFED Committee, and really it started a lot of discussion, and it also kind of shook up a lot of Council -- I mean the County workers that some came to testify, and really I think it took courage for them to say what they did to the Council Members about the impact of the OCS suggested pay raises that were being talked about. I think when I left this building and people had the courage to come up and say how can you do this? It's not fair. And we had a testifier, from Planning, who came to say can we look at all County employees, and not only, you know, OCS?\r\n\r\nAnd what that did for us to put money in the budget. So that management can do a study to look at the kinds of maybe cost of living or whatever they need to assess along with the unions. So that we can have a more Fuller discussion. So a question for you, Chair, or I don't know who it would be? Can you please explain the 5% over and above the 15% that you are proposing? >> Sure. David can explain that.\r\n\r\nDavid. >> Thank you, Chair. As I understand, your proposed motion to substitute, you are pivoting from the CD 1 version of the Bill that was based on 5% step plus the 20% across the Board, so you are keeping that 35% step but lowering across the Board to 15%. Thank you, Chair. >> Any more questions? >> If I could ask Mr. Raatz a question, is the 5% step can you explain that further? So you actually talking about a 20% increase for all of the OCS Staff.\r\n\r\nIs that correct? >> No because some of the employees are at the top of the step and those employees won't be getting a step moment. Once you reach M-, I think, it bottoms out. >> Anything you want to add, David? >> Thank you, Chair. Just the way the math works out, even though it's 15 plus 5, it doesn't equate to 20% across the Board. The 5% is differences between each step and the overall scale gets that across-the-board increase.\r\n\r\nSo that the actual numbers if you look at any particular position on the scale will not come

out to exactly 20%. There will be different numbers. Thanks. >> Anybody else? So we were voting, again, Ms. Clerk, could you repeat what the vote is on? >> Yes, Madam Chair. There was a motion made by Council Member Rawlins-Fernandez to pass Bill 49 CD 1 on first reading that was seconded by Member Johnson.\r\n\r\n>> Right. So we're not voting on my ASF yet. All those in favor -- what? Yes. roll call. >> Thank you, Madam Chair, just for clarification, this is the main motion. >> Now we can do an Amendment.\r\n\r\n>> If anyone wishes. >> Who would like to do the ASF, or else I can do it? Okay. Member Uu-Hodgins. >> I move to approve your ASF which is? >> To substitute the Bill with the attached. >> Moved and seconded to substitute the Bill with the proposed attached ASF version.\r\n\r\nDiscussion? Now we can talk about the change to 15% plus 5% steps, and I will like to say a few words. Because most of you have said a lot already. Please don't have to repeat it. So anyway, I just wanted to say that this is not exactly a popular decision, but we have to do what we feel is right for each and every one of us. And for myself, I feel very comfortable in voting for this. I would have voted for the higher amount, because all of the arguments that have been brought up heretofore compares what other Civil Service workers do in comparison to our OCS Staff.\r\n\r\nOur OCS Staff works for the legislative branch. The other people don't. We're talking about OCS. Legislative branch not the Administration, they have no job security, none whatsoever. If they don't make any mistakes, they have a two-year term, that is what they have. And after that two-year term, they have to be rehired. That is how it works. So right there it's hard to compare them with others who have job security, would have the protections of the union.\r\n\r\nSo that is why I feel very comfortable in not -- in giving them this opportunity, because if had the jurisdiction, if we had the authority, we would give the others the same in a heartbeat. We just don't have that authority. So for those that we do have authority over, I say let's give them what they deserve. And so here we are, ready to vote. Any final comments before we vote on this substitution? Member Rawlins-Fernandez. >> Mahalo, Chair.\r\n\r\nOkay. So I didn't get to go over your ASF clearly. I just want to just have some questions for clarification. Okay. So Director, and Deputy, we took separately. This Bill includes the Legislative Attorneys, and that private practice to stay on par. >> For the legislative attorneys.\r\n\r\n>> Except for the legislative attorneys. And that would be what the original Bill was for. >> Whose pay scale matches. >> I see it. Thank you. That and then I think that was the main question I had to ensure that I know OCS helps you prepare this. So I'm sure that they had it.\r\n\r\nI just didn't have time to review it. So last couple of points. So part of the original Bill, the purpose of the original Bill was that the Salary Commission was so bold in acknowledging the cost of living in Maui County. You know, to me they did what was necessary and may not have been popular, but they were 14:57:32 willing to make had a hard decision and I'm grateful for them for being so bold. It created a much larger gap between the Director, and the rest of our Staff. And you know, appreciate the Director and Deputy Director for their leadership knowing that this was going to be contentious. I appreciate all of OCS for having the, I guess, the thick skin in hearing the details of the discussion that we have had on Bill 49 from Committee to today to second reading.\r\n\r\nIt's not easy being the tip of the spear, and some of them, I think, you know, would be qualified to be even sit in one of these seats. They're so amazing. But I know that being front-facing in this way isn't for everyone. Having that public scrutiny is for everyone and those who are qualified to be Council Members choose to support us behind-the-scenes and to not have the public scrutiny, and you know? This Bill 49 did bring a lot of public discussion, and I

just want to recognize that is uncomfortable. The Salary Commission then set our salaries at \$101,000. Regardless of our performance, regardless of how qualified we are, or not. But we're going to be getting paid over \$101,000. >> 25% increase.\r\n\r\n>> Yes. And that, I thought my compromise coming out of Committee was more fair, was modeling the leadership that we purport to have. So some of our analysts are also attorneys, and I know that that was kind of important perspective when considering Bill 48 that it costs a lot of money to go to law school, and that I want to acknowledge some of our analysts did go to law school, have a law degree and also have a law license to practice law, and yet, they're with us. They could get paid so much more in private practice, but they are supporting us. And I want to support them back. So I commend you, Chair. You worked so hard in finding the maximum benefit, the highest that you could get that you could get all of the votes for, because it was 4-4 without Member Johnson.\r\n\r\nAnd that this is the highest that Member Johnson would go. So I'm -- that is just very disappointing. I think you have the votes for this, though I would like to not vote for this. Because I don't support this. I support the CD 1, not the FD 1. Mahalo, Chair. >> Thank you. Member Johnson.\r\n\r\n>> Chair, I was bullied as a child and don't want to be bullied as an adult in my workplace. Calling me out personally, A-z, I need -- I love a good discussion, but totally hand it water off the duck's back, but for me to be called out personally it doesn't. It doesn't help. The discussion doesn't move -- you know, I'm malleable, if we can discuss it, you know? But just like holding it over my head for other things is not relevant, I'm not a Vengeful guy, I just look at on a case-by-case and then move forward. So I just wanted to add that, thank you, Chair. >> All right, Members, roll call. >> Council Member Pro Tempore Tasha Kama.\r\n\r\n>> Yes. >> Vice-Chair Sugimura? >> Yes. >> Council Member Paltin? >> Aye. >> Council Member Johnson? >> Aye.\r\n\r\n>> Council Member Rawlins-Fernandez? >> No. >> Council Member Cook? >> Yes. >> Council Member Uu-Hodgins? >> Aye. >> Council Member Sinenci?\r\n\r\n>> No. >> Council Chair Lee? >> Aye. >> Chair, seven ayes, two nos. Motion carries. >> Okay. Then the main motion as amended.\r\n\r\nYes >> I think Member Kama. >> Member Kama, you have a question? >> An Amendment. >> No, I have an Amendment, Chair. Thank you. So this is to amend Bill 49 CD 1, FD 1 to remove the Director's discretion over step increases. So I move it amend section 1 that the first sentence of the Maui County Code Section 2.08.060 before stricken such that it would read the pay schedule for positions in the Office of Council Services is as follows: and in Ramseyered format the changes are as follows: b, the following pay ranges are established.\r\n\r\nThe annual salary for the Director of Council Services and Deputy Director may be set by the Council by Resolution. The salaries other compensation of Council executive assistants may be set by the Council Member directly supervising the position subject to availability of funding. The salaries of other compensation of Council Services assistants may be set by the Director of Council Services with the approval of the Council Chair, but may not exceed 100% of the minimum wage. No. 4 that the pay schedule for positions in the Office of Council Services is as follows: and the reason being that this Amendment will provide greater transparency by requiring step increases to come to Council for decision. And that is my Amendment, Chair. Thank you.\r\n\r\n>> Seconded by Member Cook. Motion made by Member Pro Tem Kama. Discussion? >> Chair, if I might? So I just want to make sure that the consideration is the Amendment summary form that was distributed for the meeting? >> Yes. >> Thank you >> Thank you.\r\n\r\n>> Were there two? Her explanation was a lot longer than this paper. >> Chair? >> Were there two ASFs, David? Just this half-page one? This half-page one. She talked about other

things; right?\r\n\r\n>> Chair? >> Member Kama. >> Yes Chair? >> Did you have more information than was on your ASF? >> I think I don't have that in my notes, Chair. But I think that was just the rest of the information that flowed with it. >> Chair?\r\n\r\n>> We'll take a short recess, five minutes. >> Thank you, Chair. [GAVEL] Will the June 6th Council meeting please reconvene. It is now 12:24. Members, I think we have a motion on the floor. Amendment to my Amendment. Discussion, Member Paltin. >> Thank you.\r\n\r\nI will be speaking in opposition. This is egregiously wrong. You know, we're public officials, we're public elected officials, public servants. So people can say pretty much whatever they want about us, whether it's true or not. You know? There's people on Facebook saying like we got 60% raises. They are saying like all kinds of things and they can say whatever they want pretty much, because we're public officials, at least that is what Mr.\r\n\r\nRaatz said. Our Staff on the other hand are not. They didn't sign up to be a public spectacle, you know? And I wouldn't be surprised if we lose good employees with this thing. Already, like us talking about them plenty of our own Staff have said that they don't like this. They don't like being in the public spectacle like this. And you know, I mean, imagine if you did something great or you did something bad, and they come and say, oh, well their attendance, they have been absent 85% of the time.\r\n\r\nSo we're going to give them less money. Oh, they have been sleeping on the job, so we're going to give them less money. Oh, they have been, you know, every single mistake or whatever, and lay it out on the floor. That is ridiculous. No place does that. When you talk about transparency, this is not transparency. This is putting our trust in someone that we all agreed was going to run the Department.\r\n\r\nAnd if you can't trust the Director, and the Deputy Director to make honest and fair assessments, then they should be removed from that position. To truck our own employees, who we all say that we have trust and faith and appreciate their work out in front of everybody with little dog-and-pony show is ridiculous. We had OCC employees come out and say, they choose not to take those jobs. This is the very reason and I can't even have words to describe how ridiculous this Amendment is right now. So I will yield. >> Any other comments? I think Member Uu-Hodgins had some questions.\r\n\r\n>> Yes. Thank you, Chair. I just wanted to know how it works otherwise? So because correct me if I'm wrong, but I remember passing this while we were here. So I don't know how it works otherwise. So I just wanted to hear from Director Raatz on how this would work otherwise? >> David.\r\n\r\n>> If you have -- right now you have the authority to move people up or down. So what would the process then look like? >> David? >> Thank you, Chair. Thank you, Council Member for the question. I think if this Amendment were approved and the code were changed in this manner, everyone's steps would stay the same where they are now. I think they are entitled to that.\r\n\r\nI don't see any indication to require new Resolutions, for instance, to designate keeping one at their same step, but if this were any changes proposed to move someone up or down on the pay scale, we would have to come to the Council for approval by Resolution. Thank you, Chair. >> And so how often do you move people up or down? Please don't give me specific people, but how often do you do that? >> Thank you, Chair. I don't have that information at my fingerprints as Council Member Uu-Hodgins recognized this authority for the Director has only exist a couple of terms, I think. So we don't have a lot of data.\r\n\r\nWe don't have a lot of experience. We coo look that up for the committee, but I'm sorry, I don't have that information at my fingerprints. >> That is fine. Otherwise though, they get a step raise every year on their hiring date? >> David? >> Thank you, Chair. That is a good question.\r\n\r\nThere's nothing

automatic. So it's really discretionary. >> Okay. >> We do annual performance evaluations. >> Okay. >> And I think that review process has probably triggered some step changes in recent years, but it's not automatic. >> Okay.\r\n\r\n>> Pretty typically we have been giving people step raises, if we decide to keep them? >> I think that is fair to say. Yes, thank you, Chair. >> Okay. Can I ask, I don't know how everybody else feels about answering these questions, but we have OCC in here and Corp. Counsel. But again, as I was wondering outloud during the recess, I'm only familiar with the steps as it relates to years of service.\r\n\r\nOCC, would you mind answering for me are there step movements based on years of service or how does it work for your office. >> It's governed by union rules, but I know that it goes up for years of service, but for employees, such as Joyce, she taps out at M-and that is it. So after that, she will only get one lump sum payment in a nominal amount of money. I don't know -- I think it's just when the contract renews. >> Don't put her on the spot. >> Just when the contract renews. So it's not really like getting a raise, because she has hit her ceiling and that is it.\r\n\r\n>> And if you move her, she could potentially earn more money? How does that work? >> That has been the difficult that we have experienced is that we've tried to do a redescription for all of our employees, because they are underpaid. And put them into positions that actually fit what they do, but we have had a really difficult time getting there. When we first came in, we worked I would say six months on getting all of that done and we submitted it to DPS and it took six months to find out that we hadn't done it properly according to them and it was just too bad, so sad. >> That is so sad, too bad; right? >> And it tried the MOU and that was declined by the Mayor and we asked us go back to DPS to try to do the redescription that we did two years ago.\r\n\r\nSo that is the difficulty Here. We're tripped in like Dante layers of hell. >> Yikes. And then Ms. DesJardins, could you please tell me what it's like in your office? It's based on years of service? How do you guys put something because as described OCS doesn't have a union so I don't know how they get placed where at what step.\r\n\r\n>> Chair? >> Yes. >> So by Ordinance we have step by years of being licensed. Your first licensure with the bar, so it goes 1-9 and typically there's a discretionary percentage above and the set amount, but typically we set the salary for the highest we can for year 1, year 2:00 okay. >> And then when you get to year 9 which is most of our Attorneys in our office, then you just flat out at that point there are no more increases. >> Okay. Thank you for indulging my questions.\r\n\r\nCan I ask Director Raatz one more question? >> David. >> Thank you for answering my questions. How do you determine when we hire somebody, hypothetically, how do you determine where they go in this chart? And then how do you make a decision whether to move someone up or down this chart? Is it based on years of service as well or how does this work? >> Thank you, Chair.\r\n\r\nThank you, Council Member, for a very good question. It's not based on years of service. We have what we call salary matrix when we hire a new Staffer. There's a formula we employ that includes relevant work history, relevant education, relevant skills, performance during the evaluation process. And then we plug all of that information into an excel spreadsheet, and it comes out with the proposed step, and then we negotiate with the applicant at that point. We use a similar evaluation although it's not as rigid for consideration of midterm step changes. Thank you, Chair.\r\n\r\n>> Consideration for midterm step ranges. Okay. I will yield to my colleagues, because I think I took the floor for long enough for now. Thanks, Chair. >> Any other questions or comments? Member Rawlins-Fernandez. >> Mahalo, Chair.\r\n\r\nI guess you pointed this out earlier, Chair, and I will just repeat

it, because I know that in finding out how the procedure works in other Departments that have Civil Service that we shouldn't forget it's not Apples to Apple because OCS Staff does not have the job security that Civil Service has among other things. And that you know, we have been really fortunate to have really qualified folks apply, and when folks leave, or are taken to the Administration, you know, we're able to replace or fill those positions like pretty quickly. So mahalo, Director, and the Deputy Director and the leadership team for whatever magic you guys are doing. Because I put -- I'm not going say this. It took me a long time to get applications, and I know it's not me. [Laughter] thanks, Member Uu-Hodgins, because I know she was looking for a while, too. But so in addition to offering a more competitive salary, one of the things that I learned in my first term, because in my first term we didn't have this protection for them to not become a public spectacle.\r\n\r\nAnd when as Member Paltin explained, like when considering what kind of job you take, like, whether you are going -- whether your salary and your position and your performance is going to be publicly discussed, it's one of the considerations, you know? In deciding whether you would apply for a position in OCS or not. And so when I was budget Chair, I was fully supportive of putting this protection into our Ordinance. So that we could continue to attract the quality individuals that we have. In that first year, Member Hokama and Member Sugimura would make this a very public spectacle like Bill 49 is and if could limit the amount of -- this type of discussion that we're having now, I think we'll continue to be able to attract new employees when positions become vacant, or when we expand, and to retain our employees. Because like I said, it's one of the considerations. Like, if this is removed with our current employees consider like finishing off the term and then not coming back, because this isn't, you know, something worth being here for, you know?\r\n\r\nHaving the position performance and just being on public display this way. And so I would like to advocate -- I will not be supporting this motion. I support this protection so that we can continue to not suffer from, you know, prolonged vacancies, and we as Council Members are able to do all the work that we want -- that we ambitiously want do on behalf the communities. Mahalo, Chair. >> Member Vice-Chair Sugimura. >> So appreciate the comments. I don't like to be named.\r\n\r\nI think Gabe Johnson and myself now have been put into this, you know, ring of discussion that is unfair. And even Riki Hokama isn't even here, you know? But whatever that means, I believe that we have an opportunity to have transparency, and I believe this is what this motion is trying to do. We can ask further Member Kama, but so I support this motion, and therefore, if changes do happen, that the Council Members will be informed of changes that we need to. In the past, I would get -- and I haven't gotten them for a while, request for performance evaluation of the different OCS Staffers that were manning my Committee, but I haven't received that recently. I don't know what changed? But again, I support this motion, and in terms of transparency of what happens within our own OCS Staff, I don't believe anything is being done wrong, but I believe we need to understand what is happening and that we have a right as Council Members to understand what is happening within the OCS Department.\r\n\r\nSo that is all I would like to say. >> Okay. Member Paltin. >> I just want to point out the irony in saying you don't like to be named, and yet, that is what we're going to be doing to our Staff by passing this. Like, we are public officials. People can say whatever they want about us. Our Staff are not public officials.\r\n\r\nI don't like to be named. I don't like my raise in Real Property Tax assessment posted on the Internet, but it is. You know? We're saying we don't like this, and yet, it's the very thing that we're doing to

our Staff. I remember the first term I was on Council, we had so much turnover, like, wow, we could barely keep people for three months, much less a two-year term. It's very difficult to get anything done, when you keep getting new analysts, you keep getting new people. So I mean, if you want to be less efficient, which I mean a lot of Committees are not very efficient right now, go ahead, shoot yourself in the foot, which also shoots our entire County in the foot.\r\n\r\n>> Okay, Members. Member Uu-Hodgins. >> Thank you, Chair. I was sent from a few years ago what it looks like previously and it does list names. Is there a way, if this does pass, that we don't have to list names and we could list positions? And a step increase? >> Are you asking that to David?\r\n\r\n>> David Raatz. We did have this whole discussion about nominees, applications, or applicants, and I guess even when they are hired before we rehire them technically we shouldn't be naming them. >> David. >> Thank you, Chair. I'm not sure. We haven't researched that question. So we could consider that, but I just -- I do have an off the cuff answer.\r\n\r\n>> Like how it is in our budget binder, where nothing is named and we just have a position with a step, and we could -- >> That is the protection of the union, that all those people's salaries don't get blasted out into the universe, and these are non-union. >> Yeah, even in our budget binder, we don't have names in the budget binder. We only have positions. So in looking at the budget binder, unless I would want to look it up, I have never felt the need to, I don't really know who is getting paid what and what step they are on, not to say that I would like to split those hairs, but I'm just asking, if this does pass, if there's a way we cannot have people's names on there and you could provide us with a position and the proposed step increase? So we could have somewhat little anonymity people have left. >> David? >> Thank you.\r\n\r\nWe'd be happy to consider that, but again, as Council Member Paltin was alluding to, I think most of the Staffers in the Executive Branch, for instance, they have either statutory or collective bargaining rights that wouldn't apply to our Staff. So we do have a little bit of a different scenario, but we would try to, of course, accommodate the will of the body. Thank you. >> I would prefer that, if it wasn't made public. Thank you. >> Okay ready to vote everybody? Member Rawlins-Fernandez.\r\n\r\n>> Mahalo, Chair. >> One second, could we not mention anybody's name, okay? If you have an issue, you can talk about the situation, but let's not name people, especially people here. Okay? Thank you. >> So I can name people not here -- just kidding. Okay.\r\n\r\nAll right. You weren't supposed to make me laugh. I was all serious. I know accountability may feel like a personal attack when an individual isn't ready to acknowledge the harm, or the hypocrisy that they are conducting. And I don't see that as bullying to hold someone accountable. And I expect the same for me. It's a two-way Street, and if I'm being a hypocrite, call me a bad name.\r\n\r\nThis past legislative session at the legislature, the State Salary Commission met and discussed, and adjusted all of the salaries of elected and appointed officials. And I'm going to name her it was a brilliant idea, Representative Kim Coco Iwamoto proposed tying the legislators salaries to teachers salaries and I just thought that was brilliant. So we support the salaries because you know, we need to have a living wage for everyone that is Legislators. I thought it was a good way to support it. It didn't pass, but I thought it was a Brilliant idea. That inspired me. I'm not going support this and I think if we're going to be talking about the performance of the Staff, that we should also talk about our own performance and open it up to the public, so they can come and testify and talk about how they feel that we're performing?\r\n\r\nI think if we're going do that, you know, what is fair is fair and everyone should be able to come and talk about

our attendance, and our performance, and if we're introducing legislation, if we're actually doing the job? Because you know, not everyone introduces legislation. And I think, you know, that is part of this work. I think this budget is was quite a mess, you know? And it wasn't the most qualified person who got the Committee Chair position, and that was political. And you know, like that is part of accountability, you know? Like right now generally speaking ideologically, we don't have the votes to support the most qualified person.\r\n\r\n>> We're talking about Bill 49 now. >> Yeah, I'm talking about Bill 49. I'm talking about the proposed Amendment, because if we want to make things, you know, public for our Staff, then it should be for everyone. Because you know, everyone. Our EAs, we should talk about the performance of our EAs and the salaries for our EAs, you know? You want to, you know, hold everyone accountability, everyone accountable and talk about everyone's salaries so the public knows how much each Council Member is paying their Staff. Mahalo, Chair. >> Member Cook.\r\n\r\n>> Thank you, Chair. I'm interpreting this in a much more narrow perspective as far as basically the Council Members requesting some insight/oversight into how the various Staff are being increased in pay, decreased in pay, whatever. I don't interpret it as micromanaging. I didn't think this has to be the front page of Maui news everything, it's more consultation. We have a great Staff in our people. If an individual had authority with this, and could basically increase anybody's wage that they wanted to decrease anybody's wage that they wanted, et cetera, et cetera, I just -- I don't think that this is as ugly and as huge as it's being promoted or is being represented. I might be missing something here?\r\n\r\nIt's just -- it is not -- I don't think it's -- I don't think it's that intense. Thank you very much. >> Okay, I would like to say a couple of things. Member Sinenci. Member Sinenci, go ahead. >> Thank you, Chair, for my opportunity . I, too, have some questions about the process, and so I would hope that we could have a larger discussion about the process, and I'm still not quite familiar, or know what I'm voting for. But we're taking out the Director's hiring authority and the way he is doing that.\r\n\r\nSo I hear my other Council Members have some questions that they want to go first prior to voting on this. I feel the same way, too. I'm hoping that we can have, Chair, a more larger discussion before voting on this. Thank you. >> I just want to say before we proceed that I'm not really clear on why you want to fix a system that is not broken? Obviously, it's successful, because we are not enduring all of the vacancies that the Administration is. You cannot get your work done, you cannot get your projects completed you cannot meet your objectives with over 600 vacancies.\r\n\r\nSomething is broken there. But it's not broken with the legislative branch. We hardly have any vacancies. And now you want to put that into jeopardy by having the Members have more say on individual hirings, and individual salaries being set? That is the definition of "micromanagement" to me. So again, we're talking about David Raatz and his management Staff. Now I think they have been doing an excellent job, and if you don't think they are doing an excellent job, then yes, we have to reassess what we have here.\r\n\r\nBut if they are do a good job, why do you want to change it? I don't understand that part. And you know the salaries are high based on the Salary Commission. That is how -- that is what started this whole issue here, the Salary Commission set salaries high, because they felt that they have been neglected all of this time, and now they are bringing it up to where it should be. And therefore, put us up 25%, too. And now we're bickering over 15% for our Staff. So I think we need to move on.\r\n\r\nI think, I think Member Kama had her good intentions, and that is fine. Let's vote on it. And if it doesn't pass, you know, then we move on to the

next vote. Member Rawlins-Fernandez. >> Mahalo, Chair. I -- two things. One, you said the Salary Commission set it high, but after you said adjusted because the cost of living is high, just to match the cost of living which is really high in Maui County.\r\n\r\nAnd the second thing is I asked Director to let me know in their hiring new analysts, new folks that they are considering applicants and interview all of them. I don't know if you call that micromanaging, but I do. I want to -- when I vote for them, when the Resolution comes forward to approve their hiring, that I want to make sure that I have met them, you know? I know who it is that I'm voting for. And then this hasn't happened recently, but in the first and second term, there were some, you know, Staff in OCS that wasn't quite hitting the Mark. And I would make sure to take note of that and I shared it with leadership at the time. And that way there was a record, and then at the end of the term, you know, the contract wasn't renewed.\r\n\r\nAnd then you know, we filled those positions. And so there is already a process for any Staff that my colleagues feel like is not hitting the Mark. For me, I love our OCS Staff. I think everyone is doing a great job and I have been super exceedingly satisfied. Mahalo, Chair. >> Thank you. Yes, of course, there are times when people who are hired don't work out.\r\n\r\nAnd they don't last, you notice that? They don't last, but those kind of things happen from time to time. But my main point here is of course, all of you are invited to welcome to participate in interviewing, or reviewing the people who are hired. They have to pass a pretty stringent test, written and then interview. It's not easy. Not too many people can pass. But anyway, getting back to the motion, and this is the motion, the motion on the floor was made by Pro Tem Kama, and yes, Member Johnson.\r\n\r\n>> Chair, it's 1:00, we didn't take lunch and I thought I heard some members have questions. Did you want to pass it right now or do you want to take lunch and have people ask those questions that they need and move on? >> Or refer it to Committee? >> Do you feel you want to refer this to Committee, Members? If you feel you are not ready to make a decision, Member Rawlins-Fernandez? >> Mahalo, Chair. What is today?\r\n\r\nThe 6th? Do we have to pass this before the new Fiscal Year starts? >> No, no. >> Okay. >> It would collapse the ABC. >> Move to refer this to the Personnel Committee. >> Who is the Personnel Committee?\r\n\r\n>> Me. >> Okay. Any objections to referring this matter to the Personnel Committee? >> Chair? >> No objections? >> Chair, could we have a very brief recess. >> Question, Council Member Rawlins-Fernandez. >> If that is what the majority would prefer, I'm happy to take it into my Committee.\r\n\r\nBut I just -- you know, for all of the reasons we're talking about not make a public spectacle, I hate to drag this out longer with far more discussion. I think we kind of all like know where we stand for the most part. I just I don't want to keep doing this to OCS. That is all. >> All right. Up to you, everybody, who wants to vote now? Who wants to vote?\r\n\r\n>> I don't think -- I don't expect anyone's minds to be changed by anything. So I think whatever we're going to vote here today will end up being the vote, if I were to take it to Committee and discuss it more. I think the only thing that will happen if we take it to Committee, we're just going to continue to buck heads, and maybe hurt each other's feelings. >> Okay. Is that agreeable to everybody? Take a vote on Member Pro Tem Kama's Amendment right now and just finish it up? Ready?\r\n\r\nRoll call. >> Pro Tempore Tasha Kama? >> Yes. >> Vice-Chair Sugimura? >> Yes. >> Council Member Paltin? >> H-no.\r\n\r\n>> Council Member Johnson. >> Yes. >> Council Member Rawlins-Fernandez? >> No. >> Council Member Cook? >> Yes. >> Council Member Uu-Hodgins?\r\n\r\n>> Yes. >> Council Member Sinenci? >> No. >> Council Chair Lee? >> No. >> Chair, there are five ayes, four nos, motion carries. >> Okay that

passes.\r\n\r\nNow going back to -- pardon me. >> Main motion as substituted. >> Well, this one doesn't address the percentage; right? >> It was just an Amendment to the one paragraph >> Right. >> So we're back at the other ASF. We didn't vote on that one. >> That one, the motion to substitute that was introduced by Chair Lee was approved 7-2. >> Oh, it was, okay.\r\n\r\nI missed that one. All right, so now the main motion -- all right, Member Rawlins-Fernandez. >> Mahalo, Chair. I'm very disappointed that that motion just passed for all of the reasons that I explained, and won't say again. It's just, you know, in that discussion, I explained how if someone in OCS is not quite hitting the Mark, there's a process to having them not be part of the team any more. I don't know what it is that folks are experiencing that, you know, would -- I don't know -- that everyone should be punished because someone's not, you know, meeting someone's expectations. And so if it is just like one or two people, I already said you email whenever someone isn't meeting your expectation and explain why, and then we can consider, you know, that person not being part of our OCS family anymore.\r\n\r\nBut to punish everybody carte blanche is just ridiculous. Mahalo, Chair. >> Thank you. Any more discussion on the main motion as amended? Okay, so we're going to be increasing the amount 15% plus the 5% steps. Okay. Main motion as amended.\r\n\r\nRoll call. >> Council Member Pro Tempore Tasha Kama. >> Yes. >> Vice-Chair Sugimura? >> Yes. >> Council Member Paltin? >> No.\r\n\r\n>> Council Member Johnson? >> Yes. >> Council Member Rawlins-Fernandez? >> No. >> Council Member Cook? >> Yes. >> Council Member Uu-Hodgins?\r\n\r\n>> Yes. >> Council Member Sinenci? >> No. >> Council Chair Lee? >> Reluctantly yes. >> Chair, there are six ayes, three nos, motion carries. >> All right.\r\n\r\nThat brings us to the end of the calendar. Ms. Clerk? anything else? We did have an issue, Members, about trying to schedule -- who was it that came up to me during the break? Was it Corp. Counsel?\r\n\r\n>> Corp. Counsel and myself with Department of AG. >> Department of AG needs >> To pass a Bill by June 30th. >> By June 30th. We have a June 20th meeting. So we'll need -- >> First reading. And then they need a second reading before June 30th, end of the year.\r\n\r\n>> Okay. What day is the 29th? What day is the 29th anybody? Got to be the 28th or 29th. >> 29th is a Sunday. So it would have to be the 27th possibly, which is a Friday. >> Is that enough time?\r\n\r\n>> Clerk's office? >> What we're looking at is the Charter requires publication of the digest after first reading, and you can't have a second reading any sooner than three days. So it has to be published and three days prior to second reading. So if we're keeping the Council Meeting as it is currently set on the 20th, the 27th could -- let's see, we could have a special meeting on the 26th and have special Council Meeting on the 30th. Another option would potentially having a Council meeting next week, the week of the 9th. Or earlier in the week of the 16th. >> So the reason why I'm bringing it up Members, because I really have to know if I'm polling you right now.\r\n\r\nSo what are the options again, which dates? just give us two. Is it better to have it sooner than later? Like the 12th or something? The 13th? >> >> The earliest we could have a meeting would be the 12th, which is Thursday or Friday the 13th. >> Members?\r\n\r\nWhat day is good 12 or 13? >> Either. >> They are the ones saying that would mean -- >> If you would like, we can send out the dates for everyone to check their calendars. >> But the posting would be today? For the 13th. >> The posting would be, today for the 13th. We would still probably recommend if we do hold a meeting on the 13th, to bump that second or normal Council Meeting of the 20th to move that to the last week of the 23rd. Just to give us some room in between there to accomplish the publication.\r\n\r\n>> This better be important for the Department of AG. Is it that important? >> Chair, the

13th would be better, just letting you know. >> Okay. Everybody on the 13th? Well, wait a minute. In order to have it on the 13th, you have to post today.\r\n\r\n>> Correct. So the Bill would have to be ready for posting. >> Do we have a Bill? >> The Bill has been signed off my off and transmitted to AG. It sounds like there's a possibility they could get it posted today, but I'm sitting here, so I would have to get control of that. >> We have HLU on the 13th? >> There is HLU on the 13th.\r\n\r\n>> I thought the 10th and 12th was canceled. >> Pro Tem Kama. >> Chair? >> Is this your meeting only on the 9th and then we're going to the 16th after that. >> Okay. >> The 12th would be better for me. >> So 12th, everybody?\r\n\r\n>> 12 is good for me. >> That is two. Gabe, can you do the 12th. >> Try to make it happen. >> Okay. >> I can do the 12th. I will probably be at home.\r\n\r\n>> Okay. Sounds like it would take like five minutes; right? >> I'm busy from 9-1 on the 13th. >> What about the 12th? The 12th? the 1th. >> Member Sinenci.\r\n\r\n>> I have a meeting on the 12th. >> I think we have quorum though. Let's try for the 12th I won't be here. >> Yes, I know. >> But I support. >> Yes. So the 12th.\r\n\r\nCan we do the 12th? >> Yes. We will confirm with Corp. Counsel that we can get the Bill, and get it posted? >> Today. You can post it by 4:30 today, we can do the 12th. >> Yes.\r\n\r\n>> And then we'll do the 20th as second reading. >> That won't give us enough time for publication. So we recommend moving the meeting that is currently on the 12th to the following week. Sorry the 20th. So moving it to the week of 23rd. Could we do it on the 27th? That is a Thursday/Friday.\r\n\r\n>> Why do we have to move the 20th? >> So that we can publish the digest. >> When are we moving the 20th to? >> She is talking about moving the 20th. >> To when? >> The 27th. >> Oh, my goodness, we're waiting for a CDBG HUD home for Kupuna in Lahaina.\r\n\r\nDid you guys get that from Ms. Jenkins, they were supposed to move in June 1st. Can we do that one on the 12th, too? >> If we received it. >> If you have everything ready to post today. >> Okay I will run upstairs. >> By 4:00 or something.\r\n\r\nSo everybody, again, we're talking about having the meeting on Thursday, the 12th. First reading. Special Council Meeting. And then the 27th of June. Second reading. >> Yes. If that is possible?\r\n\r\n>> Everybody 27th? 27th. 27th. >> And that no Council Meeting on the 20th, and then instead Council Meeting on the 27th. >> Yes. >> Okay. All right.\r\n\r\nI can do that. >> Chair? >> I wonder if Mimi can explain why we're doing this? >> Mimi. >> In vague terms if we don't get this done by the end of the Fiscal Year there are some grants that aren't able to be awarded and these grantees have been waiting a while for us to get this together. That is the rush. >> All right.\r\n\r\nGood. >> Thank you. >> With that Chair? >> Yes. >> So I just heard that we may have an HLU meeting on June 16th. Again, I don't live on this island, and if folks can just please let me know as soon as possible if you are even considering it, so I can at least make flights and I can cancel it if we don't do it. Please a little more consideration.\r\n\r\nI don't live here. I live on Moloka'i. >> Vice-Chair Sugimura. >> So I think HLU is regularly scheduled on Wednesday. >> The 18th. >> The 18th. The 18th. >> Not the 16th.\r\n\r\n>> Not the 16th, my bad. The 18th is on Wednesday. >> Member Cook just said he was offering his spot. >> I don't know if that was confirmed. It was discussed. >> So which day is it on, the 18th? >> The 18th.\r\n\r\n>> The 18th. We have scheduled HLU. >> I don't understand why don't we just have it the week of the 23rd? Just have it on consecutive days instead of being all over the place? Because I wasn't planning to be here in-person and we'll have three hours here, three hours there. That is a mess. Like, let's have a comprehensive plan, let's like get it all done one time together, like, one day next day, next day, and the next day, if we need.\r\n\r\nI

don't know why it's just like all over the place, and then I have to check schedules and I have to make my flights. It's super inconsiderate, and really stressing me out. Obviously this is an Bill. I don't understand. Is what I'm asking for too much?

>> Okay, calm down. Member Kama, did you want to respond or not?

>> I will. The intent never to stress anyone out. When we try to poll for the week of the 9th and the 10th and those days, we were getting really good response and getting bare quorum and we tried other days and those other dates didn't work either. So we then decided to stay with the 9th and just continue with the regularly scheduled HLU meetings to the 18th. And then on the 18th, then we could figure out where we're going to go next based upon what the Members at that time thought that they could do. So it's never the intent to stress you out or anybody out. Just finding a happy medium for all of you, as well as our constituents, and of course, ensuring that our Staff has time to post, and to do those things.

>> Chair? The 23rd, 24th, 25th, 26th were never polled. I never received that request. I asked for consideration.

>> We didn't poll for the 24th ? I'm sorry, the 24 and I responded and said yes and also said if you could consider the 23rd and 26th and now we're doing this Council Meeting on the 27th. So I still haven't received a response why those days, subsequent days and we just get it down because we know that the Maui Planning Commission was like, what, 16 hours of testimony? So we already know there's going to be a lot of testimony and just to take it in three-hour chunks is not like a smart way to go about this.

>> Just like with the West Maui community plan, we took it every day until we finished it. I think that is a smarter way to go.

>> If we polled, if we polled for those days, and all of the members committed to that, we could probably do that. But the poll --

>> I'm available 23, 24, 25, 26, I'm available. Chair just asked everybody if they are available, Member Johnson, are you available that week? He has to check. Member Cook, are you available that week?

>> He is checking that as well. Member Uu-Hodgins, are you available that week.

>> I have intermittent meetings but I could be in and out for the most part.

>> Chair, are you available that week?

>> Yes.

>> Vice-Chair Sugimura, are you available that week?

>> I have some intermittent meetings also.

>> We already confirmed 24, 23, 25, 26, and then we'll have Council meeting on the 27th.

>> The 24th we have the MPO meeting. So I think that is three of us; right?

>> Yes.

>> Well, that was one of the days that was polled.

>> 26th is hard is what my team is telling me. That is the on one.

>> But I mean, the meeting for MPO is an hour, you know? Take an hour recess -- I don't know.

>> It sounds like Member Johnson is available 23, 24, 25 and just avoid MPO meeting and Member Uu-Hodgins said she can. Chair Lee said she can. Member Cook is still looking. He is off-island. 26th is good.

>> 26th have a morning meeting with Kula Fire victims.

>> So Member Sugimura is available in the afternoon. Then Member Paltin went to get those things together and I don't see Member Sinenci's video on. There he is. 23, 24, 25, and 26?

>> Yes.

>> There you go, Member Kama.

>> Well, Member Kama, it's your call.

>> Let us know what the outcome is going to be.

>> I will let my OCS HLU, HLU, my OCS HLU Staff. Thank you, Chair. But at the same time, at the same time, Member Rawlins-Fernandez, you are getting to be too much of a bully and you are micromanaging Chair's meeting and my meeting and I don't appreciate that. Thank you, Chair. As far as I'm concerned the meetings that we held this morning for our Council is over, and I am leaving. Thank you.

>> Thank you, Members.

>> All right. We have reached the end of the calendar. So this meeting now adjourned. [GAVEL]