

HOUSING AND LAND USE COMMITTEE

Council of the County of Maui

MINUTES

May 14, 2025

Online Only via Teams

CONVENE: 9:06 a.m.

PRESENT: Councilmember Nohelani U‘u-Hodgins, Vice-Chair
Councilmember Tom Cook, Member (In 9:26 a.m.)
Councilmember Alice L. Lee, Member
Councilmember Tamara Paltin, Member
Councilmember Keani N.W. Rawlins-Fernandez, Member (Out 9:49 a.m.)
Councilmember Shane M. Sinenci, Member
Councilmember Yuki Lei K. Sugimura, Member

EXCUSED: Councilmember Tasha Kama, Chair
Councilmember Gabe Johnson, Member

STAFF: James Krueger, Senior Legislative Analyst
Ellen McKinley, Legislative Analyst
Carla Nakata, Legislative Attorney
Jennifer Yamashita, Committee Secretary
Lei Dinneen, Council Services Assistant Clerk
Ryan Martins, Council Ambassador

Residency Area Office (RAO):

Zhantell Lindo, Council Aide, Moloka‘i Residency Area Office
Roxanne Morita, Council Aide, Lāna‘i Residency Area Office
Mavis Oliveira, Council Aide, East Maui Residency Area Office
Bill Snipes, Council Aide, South Maui Residency Area Office
Clyde “Buddy” Almeida, Council Aide, Makawao-Ha‘ikū-Pā‘ia Residency Area Office

ADMIN.: Chris “Nāhulu” Nunokawa, Deputy Corporation Counsel, Department of the Corporation Counsel
Richard “Remi” E. Mitchell, Director, Department of Housing

OTHERS: Testifiers
Jackie Keefe
Jordan Hocker
Kai Nishiki
George Burnette
Stacey Moniz
Ann Pitcaithley
Lisa Darcy
De Andre Makakoa
Testifier 1

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Jasee Law
Junya Nakoa
Albert Perez
Ki'i Kahoohanohano

Others (56)

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

VICE-CHAIR U'U-HODGINS: . . .*(gavel)*. . . Will the Housing Land Use [*sic*] Committee meeting of May 14th, 2025, please come to order. It is 9:06 a.m., and I am Nohelani U'u-Hodgins, your Vice-Chair of the Housing and Land Use Committee. I will be the Chair for this Committee today in place of Member Kama this morning. This is a meeting that is being conducted in accordance with the Sunshine Law. Thank you. So, Members, when your name is called, if you are not with us in the Council Chamber, please identify by name who, if anyone, is in your workspace with you today. Minors do not need to be identified. We will begin with Council Chair Alice Lee because Committee Chair Tasha Kama is excused. So, good morning, Chair Lee.

COUNCILMEMBER LEE: Good morning, and alii...alii from Palau. *(echoing)* Uh-oh.

VICE-CHAIR U'U-HODGINS: One second. Okay. Good morning and alii, Chair. Oh, you're muted now.

COUNCILMEMBER LEE: Okay. I'm home alone in my workspace. Good morning. Thanks.

VICE-CHAIR U'U-HODGINS: Good morning. Thank you. Council Vice-Chair Yuki Lei Sugimura, good morning and alii.

COUNCILMEMBER SUGIMURA: Good morning and alii.

VICE-CHAIR U'U-HODGINS: Councilmember Tamara Paltin, good morning, alii.

COUNCILMEMBER PALTIN: Aloha kakahiaka, and alii kākou.

VICE-CHAIR U'U-HODGINS: Councilmember Gabe Johnson is excused. Councilmember Keani Rawlins...is she with us, if not...oh. Good morning, Member Rawlins-Fernandez, alii.

COUNCILMEMBER RAWLINS-FERNANDEZ: Aloha kakahiaka, Chair. Oops, sorry. Aloha kakahiaka, mai Moloka'i Nui a Hina. I am at our Moloka'i District Office, alone on my side of the office, and there are currently no testifiers here at the office. And I will get my video on in just a moment. Mahalo, Chair.

VICE-CHAIR U'U-HODGINS: Thank you very much. Member Tom Cook will be joining us shortly. And Councilmember Shane Sinenci, good morning and alii.

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COUNCILMEMBER SINENCI: Aloha kakahiaka, Chair, and alii. Happy to be here. No testifiers in Hāna, Chair.

VICE-CHAIR U‘U-HODGINS: Thank you very much. We have with us, from the Department of Corporation Counsel, Deputy Corporation Counsel Nāhulu Nunokawa. We have with us as well, Director Remi Mitchell of the Housing Department. Our Committee Staff include James Krueger, Senior Legislative Analyst; Ellen McKinley, Legislative Analyst; Jennifer Yamashita, Committee Secretary; Carla Nakata, Legislative Attorney; and Lei Dinneen, Assistant Clerk.

ITEM 6: BILL 40 (2025), AMENDING CHAPTERS 2.96, 2.97, AND 3.44, MAUI COUNTY CODE, ON RESIDENTIAL WORKFORCE HOUSING UNITS

VICE-CHAIR U‘U-HODGINS: So, thank you, Members, for being in attendance for today’s HLU Committee meeting. We have one single item on the agenda today. Members, we will continue our discussion regarding this Residential Workforce Housing Units. As a reminder, we began deliberating on this topic earlier this year with three different bills relating to Workforce Housing deed restrictions. After several meetings with a number of resources, as a Committee, we decided upon a list of matters relating to Residential Workforce Housing Units, and we wanted to discuss in addition...that we wanted to discuss in addition to deed restrictions to allow us to deliberate on these issues. Chair Kama introduced Bill 40. We met once on Bill 40 before budget session, and already discussed some proposed changes. Those changes have been incorporated into the proposed CD1 version of Bill 40 posted on today’s agenda. But before we do all of that, let’s begin with public testimony on this item, Bill 40 CD1 (2025). So, in accordance with the Sunshine Law, I will be calling for testimony for our single agenda item at this time for Microsoft Teams participants logged in via web--sorry, the notes are completely different, so, you know, I’m fumbling this a bit--let me start from scratch. For Microsoft Teams participants logged in via web or the Teams app, please indicate that you would like to testify by clicking on the raise-your-hand icon on the top right of your window. Staff will then add your name to the testifier list. If you are joined by telephone, star-5 to raise your virtual hand, and Staff will put your name on the testifiers list, and then lower your hand. Please keep your audio and video muted until you are called to testify. Written testimony is encouraged, and can be submitted via the eComment link at mauicounty.us/agendas. Oral testimony is limited to three minutes. When you reach the three-minute mark, you will hear an audible notice. If you are still testifying when the notice sounds, please complete your testimony within 30 seconds. For those on Microsoft Teams, please ensure your name appears in Teams as the name you prefer to be referred to, or as “Anonymous” if you wish to testify anonymously. If you are in-person, please notify Staff that you would like to testify anonymously. Otherwise, please state your name for the record at the beginning of your testimony. Decorum will be maintained throughout the meeting. Violation of decorum may result in being removed from the Chamber or the online meeting. You can also view the meeting on *Akakū* Channel 53, Facebook Live, mauicounty.us/agendas. Thank you all for your cooperation. At this time, we will call on testifiers wishing to testify on Bill 40. So Staff, if you could please call our first testifier.

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. . . BEGIN PUBLIC TESTIMONY . . .

MS. MCKINLEY: Chair, the first testifier is Jackie Keefe, to be followed by Jordan Hocker.

VICE-CHAIR U'U-HODGINS: Ms. Jackie Keefe?

MS. KEEFE: Aloha...mahalo. Sorry, they take a second to approve us to turn our mic and camera on.

VICE-CHAIR U'U-HODGINS: Sounds good. Thank you.

MS. KEEFE: But, mahalo. Yeah. Mahalo, Council, for allowing me to testify on this today. My name is Jackie Keefe and I am testifying in strong opposition of this bill. Bill 40 is a dangerous bill in a time of a severe housing shortage that we have on Maui. We have no need for lowering the restriction to three years for folks to be prioritized on a list. This does nothing for our kūpuna and Maui-born families who are just trying to stay in the islands. I am somewhat horrified that this has come up in a time where the community has seen very...not few, but not as many of the things that we would like to see come up as a topic, rather, things that the people who pay to get their agenda moving forward are prioritizing. So, I am sorry that I don't have a more coherent message like I usually do, but I just think it's really important to say that I'm in strong opposition of this bill, and that there is no need for us to move forward with this bill today. Mahalo.

VICE-CHAIR U'U-HODGINS: Thank you. Member Paltin, you have a clarifying question?

COUNCILMEMBER PALTIN: Yeah. I just wanted to clarify, the section...the subsection that you were talking about, Section 6, were you aware that we were just distributed an amendment summary form removing that portion this morning, that would revert it back to ranking in the lottery based on length of residency? It's...it's just been posted to Granicus as number 12.

MS. KEEFE: Awesome. I was not...thank you for that.

COUNCILMEMBER PALTIN: And so, you would...just to clarify, you would support the amendment summary form distributed this morning that takes away that three-year residency, and reverts back to the, I guess, language in Bill 111?

MS. KEEFE: Absolutely. Mahalo for that clarifying question, Councilmember.

COUNCILMEMBER PALTIN: Okay. Thank you.

MS. KEEFE: Thank you.

VICE-CHAIR U'U-HODGINS: Thank you, Member Paltin. Thank you very much for your testimony. Members, any other clarifying questions? Seeing none. Next testifier, please.

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MS. MCKINLEY: Chair, the next testifier is Jordan Hocker, to be followed by Kai Nishiki.

MS. HOCKER: Aloha mai kākou. My name is Jordan Hocker. I'm here to testify today on Bill 40. Sorry, this is very much so my face. Okay. So, I want to thank you for the amendment on Section 6 regarding the length of time that people have to be here in Maui County. I know that some members present weren't Councilmembers for the fight for Bill 111, but I followed it every single step of the way. And I'm one of those people that wouldn't necessarily benefit in an affordable housing lottery for the length of time that I've lived here because I'm not from here, but it seems like a fundamental practice that we would prioritize people who were born and raised here that are below a certain income bracket, and thus cannot afford housing...because those are the people who are being priced off of our island. I just want to say thank you to Chair Kama for this amendment. As a member of the public who tries my absolute best to remain informed, last-minute communications for the public having to do this whiplash, you folks are used to it. We are not. It makes it hard for us to keep up. And so, I find myself in many of the hats that I wear asking the County for better and more timely communications with the public, and so that's what I'm going to do in this case. Please, if you're going to amend a bill, and you know you're going to do it, maybe do it like with a little bit more lead-in time. But really, when it comes to Bill 40, I've read through a majority of it, and did not have a problem with anything other than Section 6. So, I am in support of Bill 40 as it stands with the current amendment. Thank you.

VICE-CHAIR U'U-HODGINS: Thank you, Ms. Hocker. Members, any clarifying questions? Seeing none. Thank you for your testimony. Next testifier, please.

MS. MCKINLEY: Chair, the next testifier is Kai Nishiki, to be followed by George Burnette.

VICE-CHAIR U'U-HODGINS: Oh...

MS. NISHIKI: E kala mai.

VICE-CHAIR U'U-HODGINS: We can hear you now.

MS. NISHIKI: Okay. I had to figure out unmuting myself. Kai Nishiki, testifying on behalf of Maui Nui Resiliency Hui. Aloha, Chair and Committee Members. Mahalo for your many meetings, public discussions, and countless hours you've devoted to strengthening Maui's residential workforce housing policy. Your work reflects the urgency of a growing crisis, the displacement of our people from their ancestral home. We support several provisions in Bill 40, which takes important steps to protect affordable housing for the long-term benefit of our community. These are great steps forward, and we know we can do even better. Bill 11 [sic] must be incorporated to prioritize long-time residents. We cannot talk about protecting kama'āina housing without acknowledging Bill 111, passed in 2021, which created a weighted lottery system prioritizing long-time Maui residents. This policy was a breakthrough, modeled after anti-displacement measures used in cities like Washington D.C., and provided a legal and equitable way to ensure that generational families and those who have called Maui home the longest are pushed...aren't pushed to the back of the line. Bill 40 is currently written...erases these hard-won protections. Instead of upholding the weighted system, it tosses long-time

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Maui County families into a disenfranchising pool with others after only three years of residency. That means our kūpuna who have lived here their entire lives now compete equally with someone who moved here just three years ago. That means our keiki born and raised here face the same odds as the buyer from the continent who landed here in 2021. This is not housing justice. This is a betrayal. We've all waited patiently for Bill 111 to be enacted while the Department of Housing and Human Concerns bifurcation was carried out, and now, before its development, it is proposed for removal. This is a huge disservice to our community. It deserves a chance to thrive, like we do. Lahaina Community Land Trust is already implementing a similar system. It's possible, it's legal, and it's urgent. We ask...we respectfully urge and ask this Committee to incorporate language to uphold the main intent of Bill 111 into Bill 140 [sic]. If deadlines are the issues, set new ones. If administrative capacity is lacking, build it. But do not erase the most...the most community-supported policy we've seen in years without even giving it a chance. This is the moment of truth for Maui County. Will we prioritize our own people, or will we open the door wider to speculative development and quiet displacement? Every year, more families are priced out, pushed out, bought out. Bill 40 is a chance to take a stand, but it only protects not just housing units, but the people whose homes...who these homes are meant for. We have provided proposed amendments in writing, and these are the highlights. Incorporate Bill 111 that . . .(timer sounds). . . prioritizes long-term residents. We fully support the Department of Housing managing the waitlist once they are fully operational, and in the meantime, have the housing providers do so. I have spoken to a few housing providers, and they are fully willing and ready to do exactly that. Clarify the AMI categories so that you don't have to be an analyst when you're...when you're reading it. Provide equity in the housing credits, require that any housing credit issued be used in the same income group for which it was perceived. This was a recommendation by a prior . . .(timer sounds). . . Deputy Director. Phase out...love that you guys are talking about phasing out housing credits entirely. We support this long overdue reform. Support longer deed restrictions. We support increasing deed restriction periods. Love the 99-year restriction for ownership units on County-owned properties. Foreclosure safeguards, please consider adding a right to purchase for the County or a qualified non-profit. Love owner occupancy in perpetuity and long-term rent control. I think maybe you guys might just want to look at the exemptions and what can be done, you know, like are we then supporting short-term rentals, or empty homes? I...just maybe a little question. Maybe just ask, if --

VICE-CHAIR U'U-HODGINS: Thank you. Ms. Nishiki, out of curiosity . . .(timer sounds). . . oh, there we go. Could you hear the bell earlier? I just need to make sure that we can hear the bell.

MS. NISHIKI: Oh. No, I'm so sorry.

VICE-CHAIR U'U-HODGINS: No, that's okay. For future --

MS. NISHIKI: No, no. I just heard it just now.

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VICE-CHAIR U'U-HODGINS: -- for everybody else coming, I just need to make sure the bell is heard. You can finish up your last thought, and then I'll ask the Members if they have any clarifying questions.

MS. NISHIKI: Okay. Kala mai.

VICE-CHAIR U'U-HODGINS: No, no.

MS. NISHIKI: The bell...I just heard it. I did not hear it before. I was waiting. I was like oh...where is it?

VICE-CHAIR U'U-HODGINS: No, that's okay. I just...sometimes people can hear it, and sometimes people cannot. So, I just wanted to make sure people can hear it. So, please...you can finish up your last sentence, and then I'll ask the Members if they have any clarifying questions.

MS. NISHIKI: Okay. So, I did submit my testimony in writing, but I just...my final thought is, housing is not a commodity, it is the foundation of our future. And if we are serious about resilience, and justice, and keeping local lands in local hands, we must center our policies around the people who built this community. Mahalo for your time and leadership. Mahalo nui.

VICE-CHAIR U'U-HODGINS: Thank you very much. Members, any clarifying questions? Member Rawlins-Fernandez.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair. I could hear the timer the second time, just to let you know. Aloha, Ms. Nishiki. Mahalo for your testimony, and for going through this omnibus of a bill. I know there's a lot of pieces, and you really did a good job at hitting the many pieces of this bill in three minutes. So, my clarifying question is, regarding the part where...(B)(2)(d), where it manages the lottery, and you mentioned that Lahaina Community Land Trust is working on the same management program, or managing a similar program. Do you know how they're doing that?

MS. NISHIKI: So, I'm not the expert, and would love to have a representative from Lahaina Community Land Trust perhaps be a...be an expert for you folks. But how I understand it is there is a software program, and it makes it really easy, you know. Like there's a portal, and folks sign up via the portal, and then the Department can then manage the information. And it can also be utilized by the housing provider to...before the Housing Department takes over the management of it. So, you know, you would just have everyone's information in there, and then if there are 50 homes available in a project, then you'd just put in what AMIs you want to pull out, and the program actually does the lottery for you. Very transparent. And so, yes, it is not a complicated thing. And like I said, I have spoken with at least three housing providers, and they are...they're fully even willing to do this without the regulation. They just have figured out a way to do it, and want to support that.

COUNCILMEMBER RAWLINS-FERNANDEZ: Incredible. I love when technology keeps up with satisfying or meeting our community's needs. I don't know if that software existed when

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we first passed Bill 111, so this is amazing news to hear. Mahalo, Ms. Nishiki. Mahalo, Chair.

MS. NISHIKI: It is, truly.

VICE-CHAIR U'U-HODGINS: Thank you. Member Paltin.

COUNCILMEMBER PALTIN: Thank you for your testimony, Ms. Nishiki. I wanted to clarify Section 3, 2.96.050. Was it that you support the credits being used in the community plan area that they're generated in? Was that what you were saying? Like if they build the affordable housing in Wailuku or Kahului, then they can build their luxury homes in Kapalua, or...was that the one you said?

MS. NISHIKI: Oh. So, for the credits, yes, I absolutely support wherever the credits were issued, that the affordable components should be built within the community plan area. I think that it is...that is currently in the bill under (B). But what amendment we proposed was that the credit may only satisfy the requirement for the unit within the same income group that it was...for which it was received. And that was a discussion that was had with a former Department of Housing and Human Concerns Deputy Director, in that if a housing provider gets a credit for one of the prior income brackets, then they shouldn't be able to utilize it for a lower income bracket, or vice versa.

COUNCILMEMBER PALTIN: Oh, okay, okay. And then to clarify, in (B), it doesn't say that they must be used in the same community plan area, it says credits may be used in any community plan area. So, to clarify, you are or not supportive of that?

MS. NISHIKI: Oh, I'm so sorry. Yes. That should be amended to, must be used in the community plan area that it was received or issued from. Kala mai.

COUNCILMEMBER PALTIN: Okay. Thank you for that clarification.

VICE-CHAIR U'U-HODGINS: Thank you, Member Paltin. Does anybody else have any clarifying questions? Seeing none. Thank you very much, Ms. Nishiki, for your testimony. Before we call on the next testifier --

MS. NISHIKI: Thank you.

VICE-CHAIR U'U-HODGINS: -- I'd like to welcome Member Cook.

COUNCILMEMBER COOK: Aloha, Chair. Good morning.

VICE-CHAIR U'U-HODGINS: Good morning.

COUNCILMEMBER COOK: And there's no testifiers in the Kihei Regional Office, and I'm glad to be here. Thank you.

VICE-CHAIR U'U-HODGINS: Thank you for being with us. Next testifier, please.

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MS. MCKINLEY: Chair, the next testifier is George Burnette, to be followed by Stacey Moniz.

MR. BURNETTE: Good morning, Chair and Councilmembers. I've never been in here when it's empty, so little less intimidating. I'm here testifying as an individual, and I thought I was opposed to Bill 40, but now I understand it's changed, so now I'm in favor of it. My opposition was the three-year stipulation, making everybody have an equal chance after three years' residency, is that...that's been removed? So, okay. Off-topic, just for one second. I just came from Ka'ahumanu Church, and I have here the contract from the construction manager. And I met them and the contractors, and work is supposed to start Monday. And that money is coming from a grant that the County gave us some sessions ago that we weren't able to use, but we're able to use it now. So, we're over the moon over there at Ka'ahumanu Church, and we're so thankful, and very, very excited. So, it's just a start, there's a lot to do, but anyway. Should I summarize my testimony?

VICE-CHAIR U'U-HODGINS: Yes, please, on the Bill 40.

MR. BURNETTE: Okay. Well, I'm now in favor of it.

VICE-CHAIR U'U-HODGINS: Okay.

MR. BURNETTE: Just...I was going to talk about...2019, I married into this rather large Filipino family. And most of them live in Hawai'i, O'ahu, but there's one family that lives here. They've been here about 40 years, and they raised three children that have all gone to college. And their children would like to come back here and live, but who can do that, right? And so, under that Bill 111, they were going to get priority because they've been residents here for so long...and if that wasn't going to happen, what were their chances of coming back here? So, that was just my testimony in favor of my family members who have children that would like to come back here. And then the other thing I was going to say--and that kind of pales in comparison to--I'm just trying to imagine that I'm somebody that has lived here my whole life, and is faced with having to move because I can't afford it, and then suddenly I'm told well, I have the same priorities as somebody who has only lived here three years. That just seems...that just seems so wrong, and that's why I came here to testify. I think...I try to put myself in your guys' position as elected officials and, you know, if the thing is taking care of our people, right, and taking care of our land, and that's what I think we should be doing. So, thank you very much.

VICE-CHAIR U'U-HODGINS: Thank you very much, Mr. Burnette. Members, do we have any clarifying questions? Seeing none. Thank you so much. Next testifier, please.

MS. MCKINLEY: Chair, the next testifier is Stacey Moniz, to be followed by Ann P.

MS. MONIZ: Oh, aloha, everyone. Good morning. My name is Stacey Moniz. I want to thank everybody. I know this is a rough time to be a leader in our community and to take on the housing issue. I really appreciate you all. I thought I was testifying in opposition to Bill 40, but listening now...I have been trying to read through the Bill 40, but I was a part of the team who worked really hard to create Bill 111, which this Maui County

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Council voted unanimously to approve I want to . . .*(inaudible)*. . . Like Kai Nishiki was saying, this was one of the most...everybody loved it because it really does try to put local families first, and it takes into account all the needs of all of our people, whether they are houseless, renting, or wanting to purchase a home. Housing in Maui County was difficult before COVID and before the fires, but it's really out of control now. And we all need many, many ways to work on this, and...most of which are included in Bill 111. In addition, you know, I don't often agree with this Mayor, but when he says that the Minatoya list is one tool that we can use to help address the serious housing crisis, I totally agree. I would add Bill 111 to that toolkit because we're going to require many, many, many solutions because everybody's situation is so different. I'm one of those people that have been here for four generations. I'm not kānaka, but I...as a single mom, I always knew that homeownership wasn't available to me. I did send my children to college instead, but recently my daughter--who I get to live with, and with my grandkids, that's how we make it work here in the rental market--she said to me she wished somebody had told her how important it was to buy her own house, that she would have made that a priority. And I know her, she's a go-getter, she would have made it happen. I told her, you know what? Your parents failed you. And I did, we failed her. I wish somebody had told her that too. I did not. My...you know, we all have really good jobs. And yet, just because the bank will lend you a million dollars doesn't mean you should borrow a million dollars. I really want her to be careful about that. My family was definitely a statistic. My other child lives in New Mexico. He moved away, but...and within a year, within seven months, he was able to purchase his own home with his wife. And, you know, Bill 111 was well-thought out to help families like mine and so many others. I was listening to the Council last week--I think it was maybe two weeks ago, I can't remember--but when Molokaʻi was talking...Keani was talking about having deed restrictions, and if you...if you have a house that was purchased under an affordability requirement . . .*(timer sounds)*. . . that you would want to...oh, sorry. I really want to encourage us to have a deed restriction if you try to sell the house before your affordability expires. I think the private project on Molokaʻi was a wonderful example, again, of options. I just want to remind you all that a lot of great suggestions are already included in Bill 111. So, thank you again. I appreciate your time.

VICE-CHAIR UʻU-HODGINS: Thank you, Ms. Moniz. Members, any clarifying questions? Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. Thank you, Ms. Moniz, for your testimony. On that last part that you were speaking to, I just wanted to clarify. I think 2.96.060(B)(4)(c) talks about the deed restriction continuing on to end, but you're saying if it's sold before the affordability ends to a new person, we should restart that deed restriction period because it's a new owner that was within the affordability...original affordability period.

MS. MONIZ: Yes, exactly. Thank you. You speak a much...that language much better than I do. But, yeah. There's a...you know, when you buy a house when it's affordable, you shouldn't really be able to benefit from that just because Maui is such a great place to live, and everybody wants to be here, and people will just pay more. Thank you for the clarifying question.

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COUNCILMEMBER PALTIN: The benefit is that the stable housing and no landlord kicking you out, or raising your rent, and things like that --

MS. MONIZ: Exactly.

COUNCILMEMBER PALTIN: -- rather than just flipping it, and walking away with a million dollars.

MS. MONIZ: I totally...exactly. I totally agree.

COUNCILMEMBER PALTIN: Thank you.

MS. MONIZ: No, thank you.

VICE-CHAIR U'U-HODGINS: Thank you, guys. Members, any other clarifying questions? Seeing none. Thank you so much for your testimony. Staff, next testifier, please.

MS. MONIZ: Mahalo.

MS. MCKINLEY: Chair, the next testifier is Ann P., to be followed by Stacy Alapai.

MR. KRUEGER: Ann P., we've unmuted you on our end, you'll need to unmute on your end.

MS. PITCAITHLEY: Can you hear me now?

VICE-CHAIR U'U-HODGINS: We can hear you. Thank you. You're welcome to continue.

MS. PITCAITHLEY: Okay, thank you very much. Sorry about that delay. I strongly oppose Bill 40, the section on selection criteria. I don't know if that's section 6. Housing on Maui should prioritize long-time residents. Kama'āina and kūpuna who have a significant connection to the island's history, culture, and economy, they've often been the ones to build and maintain community. And prioritizing them in housing allocations is essential to preserve the island's character and cultural identity. Long-time residents are often the most vulnerable in the housing market, with some facing significant challenges in finding affordable housing, especially in the housing emergency that we're having right now, which the COVID and the fires contributed to. So, long-time residents should be prioritized in housing projects, and help to ensure that these projects align with the communities' needs and values. This three-year selection...resident-type selection criteria is not pono. Kūpuna who have lived on Maui their entire lives would get weighted in a lottery over someone who has just moved here...been here three years? Bill 111...bring back Bill 111. It was modeled after anti-displacement policies in Washington D.C., and was lauded as a creative way to prioritize residents, while still being in compliance with Fair Housing laws. And I think Kai Nishiki described the software program that can address that, and simplify that. We can do that. We have a new Department of Housing that can do that. So, please, prioritize that, and bring back Bill 111, which was I think the proposal of...offered by Gabe Johnson, who was the Chair of the Affordable Housing Committee at that time. So, I want to also share with you something about...that I received in October about...from Tasha Kama. It says,

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“Honoring and respecting our kūpuna is at Tasha Kama’s core.” This bill...the selection criteria is not pono. We need to bring back Bill 111. Thank you.

VICE-CHAIR U‘U-HODGINS: Thank you. Members, any clarifying questions? Seeing none. Thank you very much. Next testifier, please.

MS. PITCAITHLEY: Thank you.

MS. MCKINLEY: Chair, the next testifier is Stacy Alapai, to be followed by Lisa Darcy.

VICE-CHAIR U‘U-HODGINS: Okay. Ms. Alapai?

MS. ALAPAI: Aloha, Councilmembers. I appreciate this long discussion that you all have had about deed restrictions and extending them as long as possible. I don’t think 12 years is enough. I think that we need to extend that longer, as long as possible, and I appreciate the change recommended by another testifier to restart that time period anytime that the affordable home is sold. It should restart because I think that the whole purpose of this process of having a list, and reducing the cost of housing for people, is to provide stable housing so that you can get your feet off the ground and build income, so that you can...maybe if you want to sell and move to a new house, that foundation will allow you to be able to afford that new house at market rate, ideally. You shouldn’t be able to then like literally win the lottery, and make millions of dollars at the expense of stealing that opportunity of building that foundation from someone else. So, I think it should restart every time that property changes hands. I also was mostly here to oppose this bill because it would be replacing Bill 111, but I heard earlier today that there was an amendment added this morning. So, I was trying to read through that. And I have a lot of objections just to the process of this. It really like caused a lot of panic in our community over the last two days, reading this bill. And then I clicked on it...it’s really hard to find this new amendment, and it says hold for meeting. So, was this written in advance, and then held intentionally to like cause this panic, and bring people here to testify, just to say, oh, no, never mind? Or was this an attempt to bait-and-switch out Bill 111, and then people noticed it, so then you’re like never mind, we’re going to put it back in? It’s just really hard, as someone who watches this Council regularly, for me to even find these documents and understand what’s happening. And if you truly want people to be engaged in the process in a mindful and educated manner, you should be helping us understand what is the goal of this bill, what are the things that we need to know so we can give our educated opinion about it. But it really kind of wastes people’s time if we sound the alarm like this, just for you guys to put that back on the shelf once like we’re aware of it. It makes it hard for us to trust the leadership if we’re like having to second-guess every single bill that comes up. And the other piece of this that I’m not sure is in the amendment or not, that really was concerning to me, was that Bill 111 was going to hand control that lottery list to the County of the Housing Department, and take that control away from developers. I haven’t had a chance to read the whole amendment, but I really would hope that that . . . *(timer sounds)* . . . that control of this list and the maintenance of the list remains in the County, and not in the hands of the developers, because it can be manipulated. Mahalo.

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VICE-CHAIR U'U-HODGINS: Thank you very much, Ms. Alapai. Members, any clarifying questions? Member Sinenci.

COUNCILMEMBER SINENCI: Mahalo, Chair. Mahalo, Ms. Alapai, for your testimony this morning. Chair, yeah, I would just want to ask...I know I, too, received the amendment this morning. And so, maybe if Staff could speak to...I mean, would it...is it because of Sunshine Law that we couldn't see...or testifiers couldn't see it ahead of time?

VICE-CHAIR U'U-HODGINS: Yeah. We all just received it right when I was saying good morning to everyone. But sure. Maybe Staff can answer that question regarding Sunshine Law and our posting requirements.

MR. KRUEGER: Chair. Yes, just real briefly. Yes, the amendment was developed, and right? Just as a way to distribute it, it was held until the meeting. That's all. Thank you, Chair. Maybe we can discuss further after testimony, if needed.

VICE-CHAIR U'U-HODGINS: Yeah, we can get into it after testimony. But, sure.

COUNCILMEMBER SINENCI: Okay. All right.

VICE-CHAIR U'U-HODGINS: Thank you, Member Sinenci.

COUNCILMEMBER SINENCI: Thank you.

VICE-CHAIR U'U-HODGINS: Did you have a clarifying question for Ms. Alapai?

COUNCILMEMBER SINENCI: No, I just wanted to ask her...Ms. Alapai's question. Thank you.

VICE-CHAIR U'U-HODGINS: Oh, of course. Thank you. Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. Thank you, Ms. Alapai, for your testimony. I really appreciate it, and I am pretty sure I agree with most everything. I just wanted to clarify the main points that I heard, and if I left anything out, if you could let me know. You're supportive of longer deed restrictions, and that if the...if a deed-restricted house sells within its affordability period, of restarting the deed restriction to the new buyer. Did I miss anything else? Or...I mean, I know there was the last-minute changes, but I also did see the chatter, and so, I guess...I like to think...I'd like to think it's being responsive to the outrage that came apart...came out of seeing it, but I don't know. I didn't...it wasn't me.

MS. ALAPAI: The only other thing you missed in that was who controls that lottery list. Because there is also a practice of the developers manipulating that list and who's on it.

COUNCILMEMBER PALTIN: And your preference is for the County to be in control of the lottery.

MS. ALAPAI: Yes.

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COUNCILMEMBER PALTIN: Thank you.

VICE-CHAIR U'U-HODGINS: Thank you, Member Paltin. Members, any other clarifying questions? Seeing none. Thank you very much for your testimony, Ms. Alapai. Next testifier, please.

MS. MCKINLEY: Chair, the next testifier is Lisa Darcy, to be followed by De Andre Makakoa.

MS. DARCY: Good morning, Chair. Good morning, Council. My name is Lisa Darcy, and I am here today --

VICE-CHAIR U'U-HODGINS: Ms. Darcy, we're having a difficult time hearing you. Is there any way you could either speak louder, or get closer to your microphone? We would like to hear what you have to say.

MS. DARCY: How's that? Is that any better?

VICE-CHAIR U'U-HODGINS: Sukoshi, but not better, better.

MS. DARCY: Yeah. I have a really old computer, and I think my microphone is not great. However, if I--

VICE-CHAIR U'U-HODGINS: Maybe we can turn it up on our end for a little bit, and then we can just remember to turn it down so I don't have an ear blast of sound.

MS. DARCY: Get blasted. Wonderful. Thank you so much for meeting today. And I am a board member on the Hawai'i Public Housing Authority, and I am here today testifying as an individual in Maui County. Most of you are familiar with the work that I do of people who are living unhoused, and this bill is incredibly important in the larger picture. I want to thank all the testifiers before. I also was very confused by the process this morning, and so I may not be up to speed. But the testimony that I want to provide this morning is that local families have got to have priority. This community...there are just...there's just too many people falling into...into living unhoused, or on the verge of it. We cannot...the shoe is full, and we cannot...nobody else can fall into this, and people need to have stability. Every time people get swept, they have to start all over again. We need people to be able to stay in housing, and to be safe and secure...emotionally secure. I support everything and anything that will keep the equity of people's ability to maintain their housing, their jobs, their schools...everything that Maui County can possibly do that is super important. And I want to thank everybody who put work into this. Like I said, I'm not up to speed on everything on this, and really happy to hear that this is moving forward now in a way that will...it sounds like be much more supportive for a much longer-term. Safety in housing, it's incredibly important, and I just want to thank everyone for their time for putting that in today, and all the testifiers. I was listening, and I'm so appreciative of all the work this community has done to support this. So, mahalo.

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VICE-CHAIR U'U-HODGINS: Thank you, Ms. Darcy. Members, any clarifying questions? Seeing none. Thank you very much for your testimony.

MS. DARCY: Mahalo.

VICE-CHAIR U'U-HODGINS: Next testifier, please.

MS. MCKINLEY: Chair, the next testifier is De Andre Makakoa, to be followed by the Royal House of Hawai'i.

MR. MAKAKOA: Aloha, Council. Thank you for allowing us to testify. I didn't get a chance to read any amendments, so I'm actually a little bit confused now, but I'll just keep my testimony short. I'm definitely in support of protecting long-time residents, and not in favor of getting rid of those protections, and allowing newcomers to come here and buy affordable housing. I mean we're just trying to survive in this place. A lot of us have been here...our families have been here for three, four, five, ten, 15-plus generations, but we're struggling just to stay in this place that we call home. Because the system was never designed for us. We're working two-plus jobs, living in overcrowded homes...you know, grandma, grandpa, mom, dad, cousin, uncle, all in the same home, just trying to survive, yet we're trying to replace that connection that we have with a few years of living here. And it's not...protecting kama'aina and protecting long-term residents isn't extreme at all. What is extreme is standing by and allowing this mass exodus of Hawaiians to continue to happen. So, I think...yeah, please prioritize those protections. Apologies for my lack of clarity coming into this. Mahalo.

VICE-CHAIR U'U-HODGINS: Mahalo, Mr. Makakoa. Does anybody have any clarifying questions? Seeing none. Thank you so much for your testimony. Next testifier, please.

MS. MCKINLEY: Chair, the next testifier is the Royal House of Hawai'i, and that is the last individual signed up.

TESTIFIER 1: Aloha. Hi, I'm here to testify on the housing. I suggest like the solution should be, and which we're all supposed to be actually doing already by law, is to call up all the descendants of all the lands of Hawai'i. Because all the lands in Hawai'i are allodial titled, royal patented, already claimed, and the claims have already been made from the Mahele, and still valid, and still in use from Kamehameha III, Papa's laws, yeah. And everybody got to go follow Papa's laws, and that...and to call up all the descendants again, and round them all up because...yeah. And with housing and safety, all of that, housing Hawaiians, I'm pretty sure, is the most highest rate of that. So, why are they living on the street when they get allodial land and royal patents already? Is it obvious that it's erased information from everyone? I don't know, it's a little weird. But yeah, maybe we should round everybody up, and that would help homelessness because kanakas is the highest rate in that. And...yeah. Please help the Hawaiian people from the Royal House of Hawai'i. Mahalo. And please follow Papa Kamehameha III's laws. God bless you guys. Thank you. Hui hou.

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VICE-CHAIR U‘U-HODGINS: Hui hou. Mahalo for your testimony. Do we have any clarifying questions? Seeing none. Next testifier. Do we have anybody else signed up, if not, we can go to the in-person testifier.

MS. MCKINLEY: Yeah, Chair. No one else is signed up.

VICE-CHAIR U‘U-HODGINS: Okay.

MR. LAW: Aloha kakahiaka. Okay. Everybody is trying to get organized this morning. For the record, I’m Jasee Law from Kula Uka Waiakoa Ahupua’a. I appreciate the last testifier. You keep trying, buddy, you’re getting through to us. And so, I did get the amendment summary form, use you guys’ technical language here. I appreciate...okay, let me...I know I got three minutes, so bear with me. I’m trying to let the people know that are out there watching...outside the building here, outside the Chamber, and also too, the rule says--I haven’t read the rules, I can’t even get to the rules because of all the locked doors around here--I realize this is about the agenda. It’s about Bill 40, Maui County Code, amending Chapters 2.96, 2.97, and 3.44, Residential Workforce Housing Units. And you all know I’ve been here a lot, and I’m still not sure what that means. I didn’t go to college, but I can read. Maybe if it was in ‘Ōlelo Hawaiian, I could understand it a little bit better. I have full confidence in Director Mitchell and his limahana. I have very much confidence in Evan Dust, and also Director and big brother David Raatz and his team, especially Jean Pokipala. So, the closest I can come to in...for what I know in ‘Ōlelo Hawaiian is for Housing and Land Use Committee is Nā Hale O ‘Āina Komike...and I don’t know what the word is for use. So, I will try to...I will do my diligence and read through the...I’ll try to follow along. I’ve got stuck with it since I requested it, now I have to...you know, I don’t want to waste paper, so I’m going to read this. And bear with me. So, James, thank you over there for keeping the microphone on. Please don’t cut me off even if somebody tells you to because I’m trying to be relevant here. May 14th--and bear with me here, whoever has got the button on the microphone--was the...I looked it up on Google, it said it was the first permanent English settlement in what they call Virginia, Jamestown settlers arrived in 1607--they call it the James River--but the indigenous people lived in Virginia for 16,000 years before the colonists arrived, so I’m pretty sure they called it something else before that. If you get a chance, go down there. They discovered where the fort was recently . . .(timer sounds). . . ten years. And...yeah, that’s about it, I guess. I got it in. There’s an interesting book called *The Fifth Crown* [sic], it’s not a really good interesting read, but it’s a good...a lot of good information in there if you guys want to find out about Jamestown. Aloha, everybody.

VICE-CHAIR U‘U-HODGINS: Members, any clarifying questions? Seeing none. Thank you. I saw Mr. Nakoa is here to testify. Do we have anybody else besides him? Okay. Mr. Nakoa, please start your three minutes.

MR. NAKOA: Yessah. Okay. Small kine excited for hear this bill finally be talked about after four years, yeah. I went call in...I went calling Tasha Kama’s office how long, when this thing going come on the table? I call up the Housing Department, talk to Remi, when this thing going come up? So, I was excited about it. But now, last minute, I heard about this change in the Bill 111, and all the hard work--like you guys heard, everybody

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put together, was fully supported--now you guys like change 'em. Okay. I'm gonna tell you guys right now, okay, I don't know how old you gotta be for be kūpuna, yeah, but I old, yeah. I get one grandson. I live here all my life. I'm...hey, I never buy one house yet. So, all these rules kind of pertain to me. Let the residency going be for this guy...55 years I live over here, yeah. So, now you guys telling me one mainlander can come over here after three years and get the house before me? Ha, come on. Okay. And then...now, going back to the process, yeah, brah, how's this one? Okay, usually when you guys do this kine changes, whoever made the amendment should have been here, and before all the public testimony so we know what the heck we talking about is...whoever made this amendments, come and explain what is the amendment. Explain what it's about. Not us guys gotta guess and wonder what the heck you guys thinking inside that office over there. Because we getting screwed by your process. And Tasha Kama, I don't know why she not here, and I kind of want testify at the beginning for her and the haole she not here every time, and this is her Committee. Thank you, U'u-Hodgins, for stepping in. Mahalo. But again, this is one hot item, one of the hottest items, and she not here. And why is she the one who make...if she made the amendment, why she not here to explain the amendment so I know what the heck is going on, what I going testify on. What if...am I supportive? Am I against it? Yeah, I heard some good things. I like da kine, try to eliminate the credit. I hate the damn credit. Okay. I like the...I like the...in the deed restriction, more long...more long, the better, okay? More long, the better. But this is frustrating, gangy...hello, whose circus is running...who is running this circus? But it's crazy. Us guys, oh, like I said, I think I've been following you guys...following the County Council for a while. But lately, some changes around here is just killing me. It's hard for me to tell people to come testify when I confused, okay. It's so hard. I do 'em because I can do 'em. . . .(timer sounds). . . But--and you gonna get out of here real fast--but when we trying to get the community come together and be like this, and no scared come talk, you guys are making it harder. That's all I like say. But, please, explain to us the amendment before you let us talk about 'em because I don't know what for talk about 'em. Everybody's confused. So, yeah. So, whatever you guys can do to bring 'em back and have whoever make the amendment come explain what is the amendment...heck, I don't know. Right now, we lost. We lost. We totally lost. But, mahalo, you guys. Thank you for the extra time because I'm confused as heck. Confused as heck.

VICE-CHAIR U'U-HODGINS: Thank you, Mr. Nakoa.

MR. NAKOA: And Bill 111 is supposed to help people like...Bill 111 is supposed to help people like me, live here all my life. I fight hard for the community. Let me try get one house before the...somebody three years over here live over here. Dang it. What the hell.

VICE-CHAIR U'U-HODGINS: Thank you very much. Thank you. Members, any clarifying questions? Seeing none. Thank you again for your testimony. Do we have Mr. Franco signed up? Do we have anybody else other than him? Okay. Mr. Stan Franco, your three minutes will begin shortly once we see your face and hear your voice. Mr. Franco?

MS. MCKINLEY: Mr. Franco, you are unmuted on our end. If you can find the microphone button on the right corner of your screen at the top.

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VICE-CHAIR U'U-HODGINS: Let's give him a few seconds, and if not...oh, we can go to Mr. Perez and then we can come back to Mr. Franco. Mr. Perez, if you would like to begin your testimony, please do so.

MR. PEREZ: Hi. Can you folks hear me?

VICE-CHAIR U'U-HODGINS: We can, thank you.

MR. PEREZ: Oh, yeah. I was having trouble raising my hand. I just logged out and logged back in.

VICE-CHAIR U'U-HODGINS: Okay.

MR. PEREZ: But anyway, good morning, Councilmembers. I appreciate your time. Just finding out about this Bill 40 and, you know, we've been thinking about this a lot. And I did briefly look at the latest amendment summary form, so I hope that I'm not confusing things. But I just want to say that we appreciate the extension of the length of the deed restrictions. We do not support the reduction in the percentage of moderate-income units, and we also don't support the increase in the percentage of above-moderate because people in lower-income categories need help the most. We do support the language of Bill 111. We urge the Administration to finish completing that priority list. My understanding is that Lahaina Community Land Trust is already managing a similar list, and let's learn from them instead of reinventing the wheel, and paying consultants millions of dollars, or whatever the plan is. Also, I want to talk about the current practice of letting developers control the list, which Bill 111 would end if it's implemented. I have been in conversations with developers who have good intentions, who told me about the ways that they were able to pick and choose people based on criteria that really were not appropriate, but they're trying to help local people, right? Other developers who take advantage of the current system gets hundreds of people to testify in favor of the project in the hope that they might get one of a couple dozen affordable homes. And that's an abuse of the current system because developers are allowed to control the list. Bill 111 would fix that. As far as the revised paragraph 3 in the latest ASF, I think it's questionable legality because you're stating a preference for length in residence, so kind of thin ice. Bill 111 would accomplish the same thing without saying that because it would open up the list to people who are here now. Like high school graduates could get on the list, and then by the time they can afford to purchase one of the affordable homes, they will have, you know, stable income, hopefully they'll still be here. Newcomers would still have an opportunity to get on the list, but it would be behind everybody who is already on the County list. So, that makes a lot of sense to me. And anyway, thank you for removing the part about the...thank you for the revised ASF. Thank you for your time.

VICE-CHAIR U'U-HODGINS: Thank you, Mr. Perez. Member Paltin, your clarifying question.

COUNCILMEMBER PALTIN: Thank you, Chair. Thank you, Mr. Perez. I just wanted to clarify. Are you talking about Section--or shucks, I didn't write down the section--but (C)(1)(a),(b), and (c), where the ownership went from 80 to 100 percent AMI, 30 percent; 100 to 120 percent AMI, 50 percent; and then 120 to 140 percent AMI at 20

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percent...and the proposed change would make the 80 to 100 percent AMI still get 30 percent of the affordable, but the 100 to 120 percent AMI would now only get 40 percent of the affordable, and the 120 to 140 percent AMI would get 30 percent of the affordable? Is that what you are saying in your testimony, that you want it to stay at 30, 50, 20 instead of change to 30, 40, 30?

MR. PEREZ: I think so. So, I didn't write down the percentages, but what I did write down is the percentage...because it says a percentage and then it says moderate-income, right?

COUNCILMEMBER PALTIN: So, like below--

MR. PEREZ: So, that is going to be going...that percentage is going to go down. And then --

COUNCILMEMBER PALTIN: Below-moderate, moderate and above-moderate. Sorry. I...those words don't mean anything to me, so I always go to the percentage because that numbers mean more than words, I guess, to me.

MR. PEREZ: I didn't have time to put the percentages in too, but...so the moderate was going to be lowered...percentage is going to be lowered on the moderate.

COUNCILMEMBER PALTIN: From 50 to 40 percent.

MR. PEREZ: And the percentage...yeah. And the percentage above-moderate is going to be increased.

COUNCILMEMBER PALTIN: From 20 to 30.

MR. PEREZ: I think that's moving us...

COUNCILMEMBER PALTIN: Okay. And so, that...you're not for that because the people in the 120 to 140 already...it's easier to build to that. I don't think we even do multifamily to 120 to 140.

MR. PEREZ: In answer to your question...thank you for the question. Just generally, people in the lower-income categories need help the most, and are closer to being homeless. And by the same token, people who are already renting, and just can barely buy, we need to be helping those people so that they don't fall into homelessness when the landlords raise the rent.

COUNCILMEMBER PALTIN: Thank you. Thank you for that clarification. Sorry, I use numbers instead of words.

MR. PEREZ: Thank you.

COUNCILMEMBER PALTIN: Numbers make more sense to me.

MR. PEREZ: Okay.

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VICE-CHAIR U'U-HODGINS: Thank you very much. Members, any other clarifying questions? If not, we will move on to...or move back, rather, to Mr. Stan Franco. Thank you very much, Mr. Perez.

MR. PEREZ: Okay, mahalo.

MS. MCKINLEY: Mr. Franco, if you can find the microphone button on your Teams and click that, you should be able...we should be able to hear you.

VICE-CHAIR U'U-HODGINS: Mr. Franco? (*pause*) Let's give him a few seconds, and then we're going to move on.

MR. KRUEGER: Chair, should we proceed with the last call?

VICE-CHAIR U'U-HODGINS: Yes, let's do that.

MR. KRUEGER: Oh.

MS. MCKINLEY: Chair, we just had another testifier sign up.

VICE-CHAIR U'U-HODGINS: Okay.

MS. MCKINLEY: Ki'i Kahooohanohano.

VICE-CHAIR U'U-HODGINS: Sounds good.

MS. KAHOOHANOHANO: Aloha. Aloha, mai kākou. Good morning. Thank you for having us here this morning for the opportunity to testify. I am in strong opposition to Bill 40. Kala mai, I'm just finding out about all of this, just went cancel work. Still in a meeting as I walked in here, so it's that important. That's why I'm here. That's why I went cancel. I have been a part of testifying for the years prior leading up to Bill...the passage of Bill 111, I believe...right? In strong support of that to continue, and be implemented. Not to just sit there and lie dormant, but to be implemented because we need it desperately. And the last thing we need is for...for this to be shut down, which it appears--and I'm not totally educated on it, but what I see is that this is deliberately and directly going to counter the work that was done with 111, which would make priority for affordable housing to our long-term residents. So, if we care about the people of Hawai'i, if we care about our kūpuna, we care about the longevity of our 'ohana being able to remain in Hawai'i--which is already ridiculously challenging, and we could go on and on for more than three minutes about why--I don't think I need to explain that. We already have people leaving in droves. We have people leaving because they can't stay. I don't know how I'm going to pay my rent next month. We all need affordable housing, and we need it now, and this is not helpful. This is harmful. So, please, stand in integrity today and vote against this. Because I'm like...I don't even want to...why isn't Tasha here? She's sick. I'm so sorry. Okay. Well, I wish her all the best, but I also would love to see her face-to-face, and ask her why. Yeah. Because I'm sick too. This is sickening, but I'm standing here because it's prompting me to do so because it's so sickening. Yeah? Where is our kūpuna going to go? I already had my papa leave last

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year. Guess what? My papa is also leaving...my other papa is leaving tomorrow to go to O'ahu because he can't afford to stay here either. When are we going to take care of our people? Yeah? People are houseless from the fires, that's just accentuated a situation that was already horrific. When we started fighting for 111, it was before that, because we were already in dire straits. Please do the right thing. Please stand in integrity today, and please, shut this down. Because otherwise, we're just going to have to keep going and keep going anyways. We need to house our people, and affordably. I don't know all the solutions in three minutes right now, but all I know is I had to come today, and in-person...because this is not okay. I can't sleep last night. I only saw it last night. I don't know. You know, God bless you. Tasha, but how dare you? . . .(timer sounds). . . I don't know if you have any questions or not, I'm just mad.

VICE-CHAIR U'U-HODGINS: Any clarifying questions? Seeing none. Thank you very much. Do we have any testifiers?

MS. KAHOOHANOHANO: Thank you. Sorry, I'm really upset.

VICE-CHAIR U'U-HODGINS: That's okay. Do we have any testifiers...any other testifiers?

MS. MCKINLEY: Chair, the only person left would be Stan Franco, if he's able to unmute.

VICE-CHAIR U'U-HODGINS: Okay. Okay. If he's not able to unmute, please do the last call.

MS. MCKINLEY: This is the last call for oral testimony. Please raise your hand on Teams if you would like to testify. The countdown is three, two, one. Seeing none. Chair, no one has indicated they wish to testify.

VICE-CHAIR U'U-HODGINS: Thank you. Members, seeing there are no other individuals wishing to testify, without objection, I will now close oral testimony.

COUNCILMEMBERS: No objection.

VICE-CHAIR U'U-HODGINS: Thank you. As a reminder, written testimony--so, Mr. Franco, if you can hear me--written testimony will continue to be accepted onto the record.

. . . CLOSE PUBLIC TESTIMONY AT BEGINNING OF MEETING . . .

VICE-CHAIR U'U-HODGINS: Okay, couple things, gangy. One, Member Johnson is not here, which I didn't know he wasn't going to be here this morning, and majority of the conversations stemmed around Bill 11 [*sic*] that we heard this morning. Neither is Member Kama here...Chair Kama for this Committee. So, if it's okay, I would like to recess this meeting after taking testimony. We do need to do deliberation, though, but I just wanted to let you know that this is my intention. I do have a question before we recess this meeting, considering all the testimony we heard, but I just wanted to state my intention from the get-go. We can discuss when the recess meeting will come later, but Member Paltin, if you would like to have some discussion, that would be great.

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COUNCILMEMBER PALTIN: Thank you, Chair. Couple things...

VICE-CHAIR U'U-HODGINS: Oh, hold on. Apparently, I need to formally please close public testimony...even though we said no objections, right? Yeah. Thanks. Okay. For the record, we closed it.

COUNCILMEMBER PALTIN: Okay. I had a couple things I wanted to mention, if that's all right. I kind of looked through the bill, and I had some proposals for amendments, which I would like to get onto the record, so there's like transparency, or whatever. But the other thing, you know, in light of the confusion of the testifiers, I really feel that adjourning would be more appropriate because people were testifying against Bill 40, and then, you know, we all and the public got notified about an amendment summary form that I think took out what people were most upset, passionate, and emotional about. And for me, when I see something like that stops me, I can't look at the rest of everything else. Like, you know, in the budget, if the position I'd use, I'm like...I end it at Environmental Management because I'm like, I can't go on, this is just too crazy, you know. So, if we could adjourn, and then give people the opportunity to like, you know, read the amendment summary form, which hopefully makes an effort to take out what people found most egregious. But, in that spirit of transparency, I also would like to just briefly go over things that stood out to me that I would propose to amend, maybe in the next opportunity that this is heard.

VICE-CHAIR U'U-HODGINS: Sounds good.

COUNCILMEMBER PALTIN: And then the other thing, I would love to hear if our Housing Director had any comments. But I can go first.

VICE-CHAIR U'U-HODGINS: Okay. Let's do that. You go first, and then we'll hear from Director Mitchell. And then I do have a question, which I wasn't planning on having this discussion with my question, but I think it's necessary today. But please...please continue, Member Paltin.

COUNCILMEMBER PALTIN: Okay. Thank you. So, in my rough, non-lawyerly person review of the bill, I would like to thank the Staff for the comprehensive nature of it. It's apparent that a lot of work had been done while the budget was also going on. So, thank you for your hard work.

VICE-CHAIR U'U-HODGINS: Yep.

COUNCILMEMBER PALTIN: I agreed with Mr. Perez on keeping the ownership affordability structure at 30-50-20, instead of the proposed 30-40-30.

VICE-CHAIR U'U-HODGINS: Okay.

COUNCILMEMBER PALTIN: Shoot. Maybe I should --

VICE-CHAIR U'U-HODGINS: That section 2(C)(a)?

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COUNCILMEMBER PALTIN: Yeah, I'm going to pull it up, because I didn't write it in my notes.

VICE-CHAIR U'U-HODGINS: Okay.

COUNCILMEMBER PALTIN: Sorry.

VICE-CHAIR U'U-HODGINS: That's okay. I have it right in front of me.

COUNCILMEMBER PALTIN: Yeah, 2.96.040(C)(1)(a), (b), and (c) --

VICE-CHAIR U'U-HODGINS: Okay.

COUNCILMEMBER PALTIN: -- for the ownership.

VICE-CHAIR U'U-HODGINS: Okay.

COUNCILMEMBER PALTIN: And then, I guess one question I had on (C)(1)--or sorry, (C)(2)(a)

VICE-CHAIR U'U-HODGINS: Okay, (C)(2)(a).

COUNCILMEMBER PALTIN: Where it says one-third of the rental unit shall be...or one-third of the rental units for very-low-income and low-income residents...I'm not sure if that means one-sixth would be for 50 percent and below, and one-sixth would be 50 to 80 percent?

VICE-CHAIR U'U-HODGINS: Okay.

COUNCILMEMBER PALTIN: Or if it's...like how do you...how do you say that one-third shall...of the rental units for these two categories? Is it an equal distribution, or is it just straight 80 percent and below?

VICE-CHAIR U'U-HODGINS: Okay.

COUNCILMEMBER PALTIN: So, that's a question I had.

VICE-CHAIR U'U-HODGINS: Okay. You want them to clarify how they're going to break down the one-third between very-low- and low-income?

COUNCILMEMBER PALTIN: Yeah.

VICE-CHAIR U'U-HODGINS: Okay.

COUNCILMEMBER PALTIN: And then, in 2.96.050 --

VICE-CHAIR U'U-HODGINS: Okay.

COUNCILMEMBER PALTIN: -- (b), my concern was mostly for West Maui, you know, that West Maui really needs housing after we lost so much.

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VICE-CHAIR U‘U-HODGINS: Yes.

COUNCILMEMBER PALTIN: And so, any credits for West Maui, the affordable housing needs to be built in West Maui. I’m not sure if other community plan areas feel the same. But I do believe it would be inappropriate to build affordable housing in Kihei, Central, or Wailuku, and then build the luxury homes in West Maui. Because we do have a lot of jobs in West Maui, and the highway in and out is a big problem. I’m okay with the amendment about the same income group for (d) that was suggested by Maui Nui Resiliency Hui. I don’t really understand it, but I’m okay with it.

VICE-CHAIR U‘U-HODGINS: Wait, hold on. Are you looking at the one that they gave us...the Maui Nui Hui Resiliency gave us or are you looking at Bill 40 CD1?

COUNCILMEMBER PALTIN: I was looking at Bill 40 CD1 and referencing their proposed amendment. I’m okay with it. I just would like more clarification at the time, because I didn’t really understand it.

VICE-CHAIR U‘U-HODGINS: Okay. Thank you.

COUNCILMEMBER PALTIN: Then, in 2.96.060(4)(c) [sic] --

VICE-CHAIR U‘U-HODGINS: Okay.

COUNCILMEMBER PALTIN: -- (B)(4)(c), sorry.

VICE-CHAIR U‘U-HODGINS: (B)(4)(c)?

COUNCILMEMBER PALTIN: It’s hard, with all the brackets and lines.

VICE-CHAIR U‘U-HODGINS: Oh, okay. Okay, okay. Now I see.

COUNCILMEMBER PALTIN: (B)(4)(c), I am in support of the deed restriction period restarting.

VICE-CHAIR U‘U-HODGINS: Okay.

COUNCILMEMBER PALTIN: And then, (B)(4)(f), I’m okay what it says, but I think in front of what it says, we should also put the County having the first option to purchase in the event of a foreclosure, and then if we don’t take advantage of that option, then continue on with what before (B)(4)(f) says.

VICE-CHAIR U‘U-HODGINS: Okay. You want County first right of refusal?

COUNCILMEMBER PALTIN: Correct.

VICE-CHAIR U‘U-HODGINS: Okay.

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COUNCILMEMBER PALTIN: And then, when we go down to (C) in that same section, I think it needs to be clarified. Because it says current affordable rent guidelines for a family of four at 100 percent of the area median income...I think we should just follow the HUD table, you know, like bedrooms and family size. Because not everyone's...like it depends on what is being rented. It's...it might be for two people, it might be for a five-bedroom. So, I...just choosing family of four, 100 percent, I don't know. I think that needs to be just tweaked a little. I'm not sure what the answer is on that. Sorry.

VICE-CHAIR U'U-HODGINS: No, that's okay. We can put that up for discussion.

COUNCILMEMBER PALTIN: And...I'm in support of the language of Bill 111, obviously. And then there were just some minor things I prefer adding, you know, the AMIs together with the words. Because --

VICE-CHAIR U'U-HODGINS: Okay.

COUNCILMEMBER PALTIN: -- those...and I think that was suggested by Maui Nui Resiliency Hui as well.

VICE-CHAIR U'U-HODGINS: Yep.

COUNCILMEMBER PALTIN: I didn't understand 2.9...Section 7, 2.97.090, so if that could be clarified at some point. And then there was a portion in there that talked about single-family, or two family, my...I would just call that duplex --

VICE-CHAIR U'U-HODGINS: Okay. Yep.

COUNCILMEMBER PALTIN: -- instead...yeah.

VICE-CHAIR U'U-HODGINS: Okay.

COUNCILMEMBER PALTIN: I think it's (B), sorry...2.96.060(B), multi-family or duplex ownership units. And...sorry to jump around a little bit, but --

VICE-CHAIR U'U-HODGINS: That's okay.

COUNCILMEMBER PALTIN: -- in the beginning part, when we talk about the income distribution, I don't know if we need to separate single-family versus multi-family and duplex. Because when Linda Munsell was the Deputy Director of Housing and Human Concerns, she was saying like multi-family units in the 120 to 140 or something don't often get sold because it's so close to market rate and, you know, the dream is the single-family home. So, I don't know if we need to separate that out in the income group distribution, single-family homes versus duplexes or multifamily homes, and have different income group distribution. Because if we're going to have multifamily in the 120 to 140 percent AMI, we can just assume they're going to flip out of affordability, and so what are we doing?

VICE-CHAIR U'U-HODGINS: Okay.

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COUNCILMEMBER PALTIN: And so, that's...that was my review. I could try and whenever this is scheduled again make a formal ASF, but that was just my notes that I took last night while reviewing the bill as a lay person --

VICE-CHAIR U'U-HODGINS: Okay.

COUNCILMEMBER PALTIN: -- lay council person.

VICE-CHAIR U'U-HODGINS: Thank you. I appreciate that. Can I give some of my suggestions just for this bill, and then we can hear from you, and then we can go onto my other question that I have? Since Member Paltin shared hers, I'll do that for mine too so we can have that discussion for transparency. But on page 3, which would be Section 3, letter (G), I would like to remove that the housing credits will sunset in 2050. I know it's going to be a discussion, so I just want to put that out there. I feel like until we're completely saturated with affordable housing, I would like to ensure that we get affordable housing where we can. On page 5--let me see what section this is. I apologize--Section 4(C), where it discusses...basically, the paragraph of life happens. I would like to see that our Director has some flexibility, other than these three specific issues--one being military, two being medical, and three being...well, I guess it's four, and domestic violence, and temporary employed outside of the County. I don't know what temporarily is defined as, and I would like to also just have the flexibility of life happens. Let's say divorce; extreme medical bills, which I know is required, but that says the owner...what if the owner's child had extreme medical bills? I would like to just give you a little bit of flexibility there, and the County some flexibility. I know that it says on page...my notes that I took a month or so ago says something about verifying the prices and some other things, but now I got to go kind of figure out what I meant by that because I planned on being a participant in this meeting, not necessarily the Chair. But that's all I have, for the most part. Oh, yes. Member Paltin, did you have something else?

COUNCILMEMBER PALTIN: Shoot, something that you had said reminded me on the life happens portion.

VICE-CHAIR U'U-HODGINS: Yes.

COUNCILMEMBER PALTIN: I did see something in there where like...you know, about the three years that they...I think it was Section 6, 2.97.090(B)(5) maybe, where they must not have owned a home within three years --

VICE-CHAIR U'U-HODGINS: Yes.

COUNCILMEMBER PALTIN: -- unless it was...they were selling an affordable unit to move into a more right-sized affordable unit.

VICE-CHAIR U'U-HODGINS: Yes.

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COUNCILMEMBER PALTIN: For me, it's not so important that they were in an affordable unit to begin with.

VICE-CHAIR U'U-HODGINS: Agreed.

COUNCILMEMBER PALTIN: Whatever size house you are in, if you need to--I mean, whatever category house you were in, if it's affordable, market rate, family home, whatever--and you want to qualify for a bigger, affordable price, I guess...to me, I'm okay with that if it's like, you know, verified you had twins, or you got to take in your mother-in-law, or do family home care kind of stuff. I think the qualification from going from one unit to a larger affordable unit is that you kind of pay it forward. You get to buy this bigger, affordable unit at an affordable price, but you're opening up your old unit at an affordable price, kind of thing.

VICE-CHAIR U'U-HODGINS: Okay.

COUNCILMEMBER PALTIN: But logistics just--

VICE-CHAIR U'U-HODGINS: That's right.

COUNCILMEMBER PALTIN: --you got to talk it through. Sorry, that was --

VICE-CHAIR U'U-HODGINS: No, and thank you.

COUNCILMEMBER PALTIN: -- when you said life happens.

VICE-CHAIR U'U-HODGINS: Yes. I actually have that in my notes, and I skipped over that because it's a little bit scribble-scrabble at this point.

COUNCILMEMBER PALTIN: Yeah. But, I like that we're going in that direction of life happening. And like I know plenty people that are in a house that can't qualify for the next size up house because they have a house...next size up affordable house.

VICE-CHAIR U'U-HODGINS: Right. Well, and to your point about life happens, right now, my husband and I own our house. If we so happen to divorce, and he has to move out...that's right, he might need to buy an affordable home, right, to raise our children. And if this like --

COUNCILMEMBER PALTIN: Oh, you're not taking the kids?

VICE-CHAIR U'U-HODGINS: Well, we got to split custody, yeah, my kid is seven in this hypothetical discussion because he's not going anywhere. But, for other people's issue, he would obviously...I would want my children to have another place to call home. Hypothetical-hypothetical, my husband watches this, so I'm probably going to have a conversation--we're not getting divorced, you're not going anywhere. But I'm sure that must happen to others, is my point. I can use myself as an example.

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COUNCILMEMBER PALTIN: Yeah. Like we can...I think we've never had this type of conversation before to prepare those inevitabilities that happen to a lot of people, and not precluding folks from the opportunity --

VICE-CHAIR U'U-HODGINS: Yeah.

COUNCILMEMBER PALTIN: -- for these life happening incidents, but I think Chair Lee really wants to say something.

VICE-CHAIR U'U-HODGINS: That was actually a really big issue when we...in my former job, when we did affordable housing. Chair Lee?

COUNCILMEMBER LEE: I'm sorry to interrupt your conversation, but where are we going with this meeting?

VICE-CHAIR U'U-HODGINS: This meeting right now...for transparency's sake, because we heard so much from today that people felt like they were sprung on with all of the changes in Bill 40--because it's a really big conversation that's been going on for months, and we restarted it from scratch, that we're discussing our proposed changes. My request is that we take a recess or adjourn. We're going to probably take a recess to discuss which option is best for us. But right now, we're just talking about potential amendments, for transparency's sake.

COUNCILMEMBER LEE: Okay. But I was thinking that...you want to be transparent, but we're going to ultimately adjourn this meeting. So, perhaps that conversation can be...can wait until the next meeting when everybody's up to speed, including the public, on what is really on the table for discussion. Yeah?

VICE-CHAIR U'U-HODGINS: Yeah. All of that is --

COUNCILMEMBER LEE: So, I mean...

VICE-CHAIR U'U-HODGINS: -- it's a big discussion, for sure. Yeah.

COUNCILMEMBER LEE: So, I'm just suggesting rather than take a recess, why don't you just adjourn?

VICE-CHAIR U'U-HODGINS: We might. Well, my point was, we might take a recess to discuss that. It's not my Committee, obviously, so we would need to discuss with Committee Staff when the next time they're going to have this conversation. Because before we started this conversation, when I found out I was going to be Chair at 6:45 this morning, we just discussed a recess. So, we can...I can happily do whatever is best for everyone, but we're just going to have a quick discussion after a brief recess to figure out --

COUNCILMEMBER LEE: Okay.

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VICE-CHAIR U'U-HODGINS: -- what's the best plan moving forward. I'm cool to do whatever. But...okay. Now, the big one, which...okay, wait. Remi is going to have his...please share your thoughts.

MR. MITCHELL: Thank you, Chair. I don't think my comments are the big one. Because when I look at proposed legislation, I am looking at it now that I'm on the executive side from an administrative perspective, and I'm trying to avoid unnecessarily weighing into the policy debate. And in this instance, in light of the testimony, and in light of members who are not present, in light of the comments about those suggestions, this is still in flux. There are a lot of policy issues that need to be resolved. And I am admittedly cautious about unnecessarily weighing in until the body is relatively clear on the direction it would like to take. But having said that, I will give some very initial thoughts, and I'll have to concede that I've not had a chance to really think through Member Paltin's suggestions, I've not had a chance to think through the Chair's suggestions, much less the testifier's suggestions. So, please, take this with a grain of salt. I'm going to rattle through this pretty quickly. As I look at Section 2, Section 2.96.040, I, too, along with what I heard from testifiers, feel concerns when we decrease the percentage of ownership units for the moderate-income residents, and increase the percentage of ownership units for above-moderate residents. When we issued our affordable housing RFP, we intentionally...we intentionally focused on--thank you, Chair [sic] Cook, I will get close to the mic--we intentionally focused on the more at-risk residents, the low-income brackets because, as one of our testifiers said, they are closest to being homeless. And that was our focus, trying to get to the at-risk residents first. And so, I think that section of the proposal needs to be considered. With respect to, again, Section 3, 2.96(B) [sic], the reference to the credit may be used in any community plan area. I, too, feel that we need to be cautious about allowing the credits to be used in any plan area. Theoretically and conceptually, it's preferable that they are used in the area where they were generated, for obvious reasons. But there's another issue here, and in my opinion, that issue is, if we're going to deeply subsidize projects, and then allow them to get credits, you're both deeply subsidizing them, and then not having them build affordable housing units. And I think you need to think through that. So, if you give large subsidies, and then they go ahead and buy credits to avoid having to build units, what is that doing? And I'd just flagged that for you. As I think about...and then in (G), I, too, had concerns about the suggestion that the system for housing credits be ended. While it's way out in the future, there were concerns about what it does to the marketplace. There will be suddenly individuals who have credits that are going to be incredibly valuable, and you're going to skew the market. So, the question is, are there other ways to address the problem such as the one I just suggested? As I've said quite a bit, I believe in long deed restrictions. To use Member Paltin's imagery, there's no sense in developing a bucket for housing, and then having short deed restriction periods where the bucket has holes. We will never get ahead of the problem. So, you're going to have to plug the holes, and make the bucket larger to stick with the imagery. I also agree with the comments, again, relating to Section 4, 2.96.060, Section 5 about restarting the affordability period. It doesn't really make sense to me, as I've indicated in a variety of meetings, that we have a short deed restriction periods, and then they cycle out. You will never be able to keep up. So, I just urge the body to think about that. With respect to that same section on page...now on page 5, the section I think you all have been affectionately referring to as the life

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happens section. I only pause because while providing greater flexibility for directors is sometimes helpful, it creates a bit of a challenge. And here, the challenge I see is how will the director--not just me, any director--discern and appropriately get information or not about what medical needs are, and what do I do with that information. What...how do I determine, or who do I determine with, like a third-party provider, whether someone is going through a domestic violence experience and needs to move? I don't know if I necessarily want to make that determination without professional support, right? So, there's language here that causes me to pause. Let me continue...then in the ASF, second page, where we talk about residency periods. There is no discussion on exceptions to the residency period. So, you could have individuals who go off to college--not just military service or for professional reasons, they leave the islands legitimately to engage in their professional endeavor somewhere else--what exceptions are included in this length of residency that need to be included and considered, or are we going to give the director discretion to evaluate those exceptions. So, there's a lot of moving parts here that I would be considering from an administrative perspective, and there's some policy issues that, you know, I could weigh in on and try to avoid because I'm not on the policy side now. But those are my initial thoughts, and I look forward to seeing all the ASFs and having an appropriate amount of time to review them, and discuss them with my team, Deputy Director Saumalu Mataafa. He and I are the proverbial team right now on these, so I look forward to this being reagendaized. Thank you, Chair.

VICE-CHAIR U'U-HODGINS: Thank you. It'll definitely have to be reagendaized because it is a lot of information, and a lot of moving parts. And I know that we kind of had a quick discussion about this with Ms. Nakata before we started this meeting, but because of the testimony heard today, and in order to prevent less confusion and more transparency, to discuss the section--which is why it's important for Member Johnson to be here--Section 6, in 2.96.090, as it relates to basically Bill 11...111. Can I bring it up, or can we not bring it up, Ms. Nakata?

MS. NAKATA: Yes. Thank you, Chair. What I understand the question to be is the effectiveness of Bill 111, which was enacted as Ordinance 5315. Staff would note that although that ordinance was enacted in...and made effective December 17, 2021, there is a Section 5 in Ordinance 5315 that reads as follows: "The Department of Housing and Human Concerns must adopt guidelines for the implementation of Sections 2.96.090 and 2.96.100, Maui County Code, no later than November 1, 2022, subject to Council approval by resolution." This Ordinance takes effect upon Council approval of the guidelines by resolution. So, for this body's information, the Council did never received the guidelines that were required in order for them to consider adopting a resolution to approve the guidelines. And because of that, Ordinance 5315 was never made effective. So, I know there was a lot of discussion about the body ignoring the language set forth in that ordinance, but that ordinance never went into effect. So, Bill 40 was based on the County Code as it exists right now. Thank you, Chair.

VICE-CHAIR U'U-HODGINS: Thank you, Ms. Nakata. Director Mitchell, did you have something you wanted to add?

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MR. MITCHELL: Thank you, Chair. In...while this thought isn't a direct continuation of Counsel Nakata's observation, and this bill that we're considering is an omnibus bill, I point out for the public and the body that this discussion started around deed restrictions. Our goal was to get to some place where we had agreement on either long- or short-term, and my preference would be long deed restrictions. What we have had here is a series of different policy issues. We're all trying to manage it once. And if I were tactically trying to address this bill, I would separate some of them so we could get through them. The housing credit one is a challenge, and it might deserve its own bill relative to the other issues. Thank you, Chair.

VICE-CHAIR U'U-HODGINS: Okay. Sprinkle in that one at the end.

COUNCILMEMBER PALTIN: Did he say separate housing credits and separate the eligibility portion...the Bill 111 part?

VICE-CHAIR U'U-HODGINS: Would you like to clarify?

MR. MITCHELL: Thank you, Chair.

VICE-CHAIR U'U-HODGINS: Oh. Oh, wait, hold on. If you leave...okay. Yeah, yeah, yeah, go, go, go. Thank you, sorry.

MR. MITCHELL: Thank you, Chair, and thank you, Member Paltin. I'm just suggesting, to manage the discussion, the housing credits topic shouldn't be lost, but it might deserve its own bill, and then the other issues in a bill, so that you can reduce the number of challenging policy issues that you're trying to debate all at once. Thank you, Chair.

VICE-CHAIR U'U-HODGINS: Let's take smaller bites out of the bill instead of trying to choke on all of this at once. Okay. Noted.

COUNCILMEMBER PALTIN: Thank you.

VICE-CHAIR U'U-HODGINS: Of course. Member Sugimura.

COUNCILMEMBER SUGIMURA: I really appreciate this discussion. And so, one of the correspondence that you sent over, you did send your admin rules, which I really appreciate that. So, at some time, are you going to then share--or amend, I guess--the admin rules? And I know it's administration side, but I'm curious to see how you're going to put this all together because that part is also important to the implementation of this bill.

MR. MITCHELL: Thank you, Chair, and thank you, Council Vice-Chair Sugimura. Absolutely.

COUNCILMEMBER SUGIMURA: Thank you.

MR. MITCHELL: There is...there are a number of things we are looking at to revise, and our admin rules are in that category. And when we get to some place where this proposed legislation is clear, then we'll take a look at that. Thank you.

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COUNCILMEMBER SUGIMURA: Okay. Yeah. Because it looks like it was done a few years ago, right? So, it probably needs to be. Thank you. I appreciate that too.

VICE-CHAIR U'U-HODGINS: Of course. Thank you, Member Sugimura. Does anybody else have anything they would like to say before I take a brief recess so we're going to figure out how we're going to end this meeting and move forward? Anything else? No. Okay, we're going to do a ten-minute recess, to come back at 10:58. . . . *(gavel)* . . .

RECESS: 10:48 a.m.

RECONVENE: 11:01 a.m.

VICE-CHAIR U'U-HODGINS: . . . *(gavel)*. . . Welcome back, everyone, to the HLU Committee. It is now 11:01 a.m. During the recess, we have discussed the future of this bill, and in its...in this Committee. So, at this time, we are going to adjourn, and we're going to continue discussing this omnibus of a bill. Does anybody else have anything else to say before I adjourn this meeting? Member Paltin.

COUNCILMEMBER PALTIN: Great job, pinch-hitting, Chair...Vice-Chair, Chair. Thank you.

VICE-CHAIR U'U-HODGINS: Thank you, I appreciate it. And thank you so much for everybody's discussion today, and for our Staff too, going with the flow. Thank you so much.

COUNCILMEMBERS VOICED NO OBJECTIONS (excused: TK, GJ, KRF).

ACTION: DEFER pending further discussion.

VICE-CHAIR U'U-HODGINS: Well, then it is 11:01 a.m. and this meeting is adjourned. . . . *(gavel)* . . .

ADJOURN: 11:01 a.m.

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CERTIFICATION

I, Terianne L. Arreola, hereby certify that pages 1 through 32 of the foregoing represents, to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 4th day of June 2025, in Makawao, Maui, Hawai'i.


Terianne Arreola