

**MAUI COUNTY COUNCIL  
REGULAR COUNCIL MEETING**

**September 27, 2024  
9:00 AM**

Pursuant to §92-3.7, Hawaii Revised Statutes, the meeting was conducted as a remote meeting by interactive conference technology, via Microsoft Teams, <http://tinyurl.com/2p9zhjr2>.

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

Video recording of meeting available at: [www.mauicounty.legistar.com](http://www.mauicounty.legistar.com)

TIME MEETING CALLED TO ORDER: 9:04 a.m.

**ROLL CALL**

<b>Councilmember</b>	<b>Pres.</b>	<b>Abs.</b>	<b>Exc.</b>	<b>Time(s) In/Out (during meeting)</b>
CM Pro Tempore Tasha Kama	√			
Vice Chair Yuki Lei Sugimura	√			
CM Tamara Paltin	√			Exc: 10:39 a.m. – 10:44 a.m.
CM Gabe Johnson	√			Exc: 11:20 a.m. – 11:23 a.m.
CM Keani Rawlins-Fernandez	√			
CM Tom Cook	√			
CM Nohelani U‘u-Hodgins	√			
CM Shane Sinenci			√	
Chair Alice L. Lee	√			
<b>TOTAL PRESENT</b>	8		1	

**CEREMONIAL RESOLUTIONS**

**Reso 24-160** "EXTENDING CONDOLENCES TO THE FAMILY OF THE LATE LORRAINE 'AUNTY LORI' GOMEZ-KARINEN"

	AYE	NO	EXC	Time Deliberations Began	9:27 a.m.
Pro Tem Kama	√			Time Motion Made	9:27 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	Paltin
CM Johnson	√			Secunder	Johnson
CM Rawlins-Fernandez	√			Time Vote Taken	9:35 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

## COMMITTEE REPORTS

**CR 24-87** Recommending FIRST READING of Bill 124, CD1 (2024) to amend the Fiscal Year 2025 Budget by: 1) amending Section 2, Estimated Revenues, by increasing the Carryover/Savings from the General Fund by \$865,000; 2) amending Section 3.B.11.a., Department of Management, Management Program, by increasing Category B - Operations and Equipment and Total appropriations by \$590,000; 3) amending Section 4.C.2, Department of Management, Wailuku-Kahului Community Plan Area, by adding a new appropriation for Other Projects, General Fund, entitled “Fitness Courts” in the amount of \$275,000; 4) adjusting the totals accordingly; and 5) amending Appendix C - Capital Improvement Projects, Department of Management, Wailuku-Kahului Community Plan Area, by adding a new project and project description entitled “Fitness Courts” for the construction of fitness courts at the Kahului Community Center Park and Keōpūolani Regional Park in the amount of \$275,000.

	AYE	NO	EXC	Time Deliberations Began	10:29 a.m.
Pro Tem Kama	√			Time Motion Made	10:31 a.m.
VC Sugimura	√			Motion	ADOPT recommendations
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Secunder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	10:34 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**CR 24-88** Recommending FIRST READING of Bill 125, CD1 (2024) to amend the Fiscal Year 2025 Budget by: 1) amending Section 2, Estimated Revenues, by increasing Carryover/Savings from the General Fund by \$100,000; 2) amending Section 3.B.12.c.(5), Office of the Mayor, Economic Development Program, Grants and disbursements for Water and Environmental Resource Protection, by adding a new appropriation entitled “Trust for Public Land for due diligence on properties in Ma‘alaea” in the amount of \$100,000; and 3) adjusting the totals accordingly

	AYE	NO	EXC	Time Deliberations Began	10:34 a.m.
Pro Tem Kama	√			Time Motion Made	10:35 a.m.
VC Sugimura	√			Motion	ADOPT recommendations
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Secunder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	10:39 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**CR 24-89** Recommending ADOPTION of Resolution 24-71, CD1, authorizing additional compensation, in the amount of \$325,000, for a total compensation not to exceed \$450,000, to Kobayashi Sugita & Goda, LLP, as special counsel to represent the County of Maui, Richard T. Bissen, Jr. in his official capacity, and Kate Blystone, as successor to Kathleen Aoki, in her official capacity, in Christopher Salem v. County of Maui, et. al., Case 2CCV-21-0000048.

**CR 24-90** Recommending ADOPTION of Resolution 24-81, authorizing settlement of Christopher Salem v. County of Maui, et. al, Case 2CCV-21-0000048(2).

**CR 24-91** Recommending ADOPTION of Resolution 24-117, authorizing the retention of Hawkins Delafield & Wood LLP, as bond and disclosure counsel, to represent the County of Maui during its 2024 General Obligation Bond Issuance and other bonds, for a total compensation not to exceed \$54,000.

**CR 24-92** Recommending ADOPTION of Resolution 24-119, authorizing settlement of JMC Claim 4084192, County of Maui Risk File 2023-1035 of Rinzai Zen Mission, in the amount of \$31,233.37.

	AYE	NO	EXC	Time Deliberations Began	10:39 a.m.
Pro Tem Kama	√			Time Motion Made	10:41 a.m.
VC Sugimura	√			Motion	ADOPT recommendations in CR 24-89 through 24-92
CM Paltin			√	Maker	U‘u-Hodgins
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	10:43 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

## RESOLUTIONS

**Reso 24-161** "URGING THE ADMINISTRATION TO PRIORITIZE THE INCREASED PRODUCTION AND EXPANSION OF THE DISTRIBUTION OF RECYCLED R-1 WATER TO PRESERVE POTABLE WATER FOR THE CONSTRUCTION OF HOUSING IN THE COUNTY OF MAUI"

	AYE	NO	EXC	Time Deliberations Began	10:44 a.m.
Pro Tem Kama	√			Time Motion Made	11:11 a.m.
VC Sugimura	√			Motion	REFER to Water and Infrastructure Committee
CM Paltin	√			Maker	Cook
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:13 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

## ORDINANCES

**Bill 135 (2024)** "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE UNITED STATES ARMY CORPS OF ENGINEERS FOR TECHNICAL SERVICES"

*11:19 a.m.: Referred to the Water and Infrastructure Committee.*

**Bill 136 (2024)** "A BILL FOR AN ORDINANCE AMENDING TITLE 20, MAUI COUNTY CODE, ESTABLISHING A CLIMATE ACTION AND RESILIENCY PLAN FOR THE COUNTY OF MAUI"

*11:20 a.m.: Referred to the Efficiency Solutions and Circular Systems Committee.*

**Bill 137 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, ESTIMATED REVENUES AND DEPARTMENT OF WATER SUPPLY, WATER OPERATIONS PROGRAM, FITTING AND VALVE REPLACEMENTS"

*11:20 a.m.: Referred to the Budget, Finance, and Economic Development Committee.*

**Bill 138 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, ESTIMATED REVENUES AND OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM, GRANTS AND DISBURSEMENTS FOR CULTURE, ARTS, AND TOURISM"

*11:20 a.m.: Referred to the Budget, Finance, and Economic Development Committee.*

**Bill 139 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, ESTIMATED REVENUES AND DEPARTMENT OF 'ŌIWI RESOURCES, 'ŌIWI RESOURCES PROGRAM, SALARIES"

	AYE	NO	EXC	Time Deliberations Began	11:21 a.m.
Pro Tem Kama	√			Time Motion Made	11:21 a.m.
VC Sugimura	√			Motion	WAIVE Rule 7G
CM Paltin	√			Maker	Rawlins-Fernandez
CM Johnson			√	Seconder	U'u-Hodgins
CM Rawlins-Fernandez	√			Time Vote Taken	11:22 a.m.

CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	11:22 a.m.
VC Sugimura	√			Motion	PASS on first reading
CM Paltin	√			Maker	Rawlins-Fernandez
CM Johnson	√			Seconder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	11:24 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

## **ORDINANCES - SECOND AND FINAL READING**

**Bill 27, CD2 (2024)** "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM AGRICULTURAL AND INTERIM DISTRICTS TO M-1 LIGHT INDUSTRIAL AND M-2 HEAVY INDUSTRIAL DISTRICTS (CONDITIONAL ZONING) FOR PROPERTY SITUATED AT LANA‘I CITY, LANA‘I, HAWAI‘I, PORTIONS OF TAX MAP KEY (2) 4-9-002:061 (MIKI 200 INDUSTRIAL PARK)"

	AYE	NO	EXC	Time Deliberations Began	11:24 a.m.
Pro Tem Kama	√			Time Motion Made	11:24 a.m.
VC Sugimura	√			Motion	PASS on second and final reading
CM Paltin	√			Maker	Kama
CM Johnson	√			Seconder	Sugimura
CM Rawlins-Fernandez		√		Time Vote Taken	11:25 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>	<b>1</b>	<b>1</b>	<b>MOTION PASSED</b>	

**Bill 118, CD1, FD1 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, ESTIMATED REVENUES AND DEPARTMENT OF WATER SUPPLY, WATER OPERATIONS PROGRAM"

**Bill 132 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART I, DEPARTMENT OF PUBLIC WORKS, UNITED STATES DEPARTMENT OF AGRICULTURE, NATURAL RESOURCES CONSERVATION SERVICE"

	AYE	NO	EXC	Time Deliberations Began	11:26 a.m.
Pro Tem Kama	√			Time Motion Made	11:26 a.m.
VC Sugimura	√			Motion	PASS Bills 118 (2024) and 132 (2024) on second and final reading
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Seconder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	11:27 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**Bill 133, FD1 (2024)** "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH U.S. GEOLOGICAL SURVEY, PACIFIC ISLANDS WATER SCIENCE CENTER, UNITED STATES DEPARTMENT OF THE INTERIOR (COOPERATIVE WATER-RESOURCE MONITORING PROGRAM)"

	AYE	NO	EXC	Time Deliberations Began	11:27 a.m.
Pro Tem Kama	√			Time Motion Made	11:27 a.m.
VC Sugimura	√			Motion	PASS on second and final reading
CM Paltin	√			Maker	Cook
CM Johnson	√			Seconder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:28 a.m.

CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**TIME MEETING ADJOURNED: 11:30 a.m.**



## TRANSCRIPTION

Council of the County of Maui on 2024-09-27 9:00 AM - Regular Meeting

2024. Maui county council regular meeting of SEPTEMBER 27th, 2024. Ke did you ask for my attendance? Was I supposed to give my disclaimer? Aloha kakou, I'm at my private residence, alone and there are currently no testifiers at the moloka'i district office. Mahalo for your patience. I can har you all now. >> thank you, and good morning. Member uu-hodgins.\r\n\r\n>> thank you. I'm glad that got squared away. I will start perfect the begining. Good morning chair, fellow council members, clerks, staff and those joining us in-person, good morning and online. I wanted to discuss the importance of SEPTEMBER. Member sinenci has done a wonderful job at exemplifying the necessity of suicide awareness month. Mahalo to member sinenci, who I know is not here today, but suicide is something that is unfortunately touches way too many of u. SEPTEMBER has other and self other important dates.\r\n\r\nOn SEPTEMBER 16th was national working parents day. I didn't get the day off, but it's okay. That is fine. It's I the name. We have SEPTEMBER 11th, a day none of us will forget and also urrology awareness month more anybody who mos do that and for my dad and parents faze national california wine month, other important day is labor day observed on SEPTEMBER 2nd and to share something that really got my goat in the last few weeks, if you mo what I mean. This is something my grandfather used to say, everything used to always get his goat. A few weeks ago, someone said to me, oh, that is just plantation mentality.\r\n\r\nAnd let me provide context to this statement. This person has admittedly not lived in hawai'i for too long and I believe they live just for pay few years and further contest this person and my younger son has roughly the same amount of local experience and to placclear from me there are two vastly different versions of plantation mentality. The first I will attempt to describe is one of the plantation owners. This is one where they felt entitled to subing. Ate, land and water for their benefit, one in which we normalized plaster-slave agreements that people don't gther from groups largerer than three for fight for better working conditions were considered accepted and indeed, this is the 100th year since the hanapepe massacre of 1924, where we lost 16 filipino plantation employee and four police officers, this is a mental where foreigners can come to a land of milk and honey and try to convince us that they know best. Even she agrees. On the flipside, plantation mentality means to me as someone who has descended from this mindset, like most of us is one of grit, fortitude and determination to seek a better life and pride.\r\n\r\nWe sit here today, accidentants of hawaiian ancestry, filipino ancestry y jap please, chinese, all the people. Even once ethnic groups by the other side of the plantation mentality, we managed to love each other, wich is why we local people are so beautifully mixed, share food, share customs, a bond in time and hardship, when shared ability to persevere. This love, respect and grit is my version of plantation mentality, one in which is so instilled in me, I do not need it explained by someone who has never lived or I mean experienced this version of plantation mentality. Now to circle back to the comment of oh, that is just plantation mentality and it's relation to labor day. This person described to me plantation mental as the bosses know best and I couldn't disagree more. As I alluded to earlier kaua'i's labor moment started on the plantation and labor day civil beat had an article that the strike ended in failure, but it changes hawai'i forever and goes on to report 7,000 japanese plantation workers getting paid a mere \$18 a month decided to organize a strike and ironickanly continued if newspaper editors had their way there would be no unions or labor movement at all and go on to say it was start the movement in hawai'i that would dramatical change hawai'i in the decades to comement labor day was created in 1882 by peter magi, the general secretary of the brotherhood of carpenters and he envision a holiday set aside and I quote "for the laboring classs to honor those who from root nature delved and grand you're we behold." I know and will not argue that the plantation, the sugar plantation pineapple plantations, have had had a long-lasting adverse impacts on hawai'i regarding land entitles, missionaries regarding [K-urblgts/] Hula and language, we have all heard before missionaries came to hawai'i to do good and are descendants as well. The good came from the plantation-era is all of us, local culture what has been cultivate through hard times we have carved out the granted you're that we behold for ourselves.\r\n\r\nThat for me is plantation mentality that best suits all of us local people. Where we don't think the bosses know best, but where we know we are stronger together. A mentality of courage, grit, and grand you're. I will not subscribe tot former vrsion of plantation mentality and I and all of us local people can speak for ourselves, thank you very much. I do not need someone who has lived here for less fingers than I have on my hand to tell me how to think. SEPTEMBER 21st was world gratitude day, and I'm grateful for this plantation mentality established nearly a century agoiing in hawai'i that was able to uite all of us in difficult times to give voice to the working-class laborers, most of which we have all descended from, the struggle of working-class to make a living in hawai'i still continues today. Thankfully the [Tkpr- eut/] And perseverance instilled in husband by our hard-working granted parents and great grandparents is alive and well in me and many of us.\r\n\r\nI'm thankful for the labor unions today and yesterday that have unified and raised

our voices and gave power to the working-class people. We do not need to be told what plantation mental means by someone who had it explained to them when it has been engrained in us. To end on a happy note, today, SEPTEMBER 27th is ancestor appreciation day. To yay everybody who came before us, and national corned beef hash day. So I brought some corned beef hash for all members to celebrate the day. anyway, thank you all. >> thank you.

Yes, that is wonderful. You have eggs with that and rice? No? Okay. [Laughter] Thank you. You put a lot of thought and effort into that. We appreciate it.

All right. At this time, members, 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. Before we proceed with today's agenda MAY I please request 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. Decorum shall be maintained at all times. Any person who behave in any manner that disrupts, disturbs 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, can be muted or dropped from the meeting. Examples of 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. MS. Clerk, please proceed.

>> thank you, chair. At this time, we'll be taking testimony on ceremonial resolutions. This is the only topic currently up for public testimony. And we currently have one person signed up, and that is Glen Pascual. >> good morning, my name is Glen Pascual, I'm a proud graduate of the Lahainaluna high school class of 1989. First off, I would like to thank council member Paltin, and the Maui County Council for resolution no. 24-160, extending condolences to the family of the late Lorraine Aunty Lori Gomez-Karinen. She was truly a special and amazing person. Someone who transcended her role as an educator to become someone who embodied the spirit and resilience of Lahainaluna and the Lahaina community. Her legacy has inspired and will continue to inspire generations of students who had the privilege of having her as a teacher, and having known her as a mentor, colleague, and friend. Aunty Lori will continue to live on in all of us who were blessed to know her. On a personal note, Aunty Lori, or MS. Gomez, to this day I have a hard time referring to any of my teachers by their first name. It's either MR., MRS. Or MISS.

But MS. Gomez played a big part in who I am today. I had many awesome teachers growing up in Lahaina in the 70s and 80s, but MS. Gomez was one of the best. She had an uncanny way of making you feel like you were her most favorite student. The biggest lesson that I learned from MS. Gomez is to never rest on my laurels. From elementary to my sophomore year of high school I was always a pretty good student, but I have to admit I was lazy. I usually did enough to get an A, nothing more, nothing less. In many years of high school, I only got two Bs, and MS. Gomez gave me both Bs. You see, MS. Gomez worked in mysterious ways giving me Bs in the first and 3rd quarter of the academic year was your subtle way of motivating me to get off my laurels. Because you see the only grades that counted towards my overall GPA were the semester grades.

She knew that by giving me Bs in the first and 3rd quarters that it would not affect my overall GPA, if I changed my mindset, and applied myself in the second and fourth quarters to bring my grade to an A and I did. From that point forward I always strove to apply myself to the best of my ability. This mindset has served me well through rest of my high school years, through college, through law school, my career as a lawyer and in my personal life. So thank you, MS. Gomez, for giving me those Bs, and teaching me to never rest on my laurels, and to always do my best. To MR. Karinen and her family and extended family, thank you so much for sharing Aunty Lori with all of us at Lahainaluna and Lahaina.

>> thank you >> any questions for the testifier? Thank you very much. >> chair, we have a testifier who called in on the last four digits 6050. 6050, if that is the last four digits of your number, this is your opportunity to testify on the ceremonial resolution. >> let's move on. >> chair that was our last testifier signed up to testify on the ceremonial resolutions. >> are there any objections. >> they are the person with that phone number is raising their hand.

>> you want to try again? >> what do they need to press to unmute? >> star 6. >> star 5. >> star 5 or star 6, I'm sorry. >> there we go. >> yes. >> good morning, council members, am I unmuted? >> yes.

You are testifying on the resolution? >> yes, I am. >> okay. >> good morning, council members. My name is Christopher Salem, thank you MR. Pascual for that wonderful testimony you gave and my testimony focuses on council member Paltin's resolution extending condolences to Aunty Lori. Thank you council member for setting reflective and respectful tone for today's meeting.

There is so many relevant and impactful messages in this resolution, first, the daily message by Aunty Lori of who am I? Is so thought provoking. The resolution speaks to education, and joy of athletics for those who watch the Super Bowl and documentary on Lahainaluna's football team, we see how unity can overcome adversity and those to experience a bus of athletes singing the beautiful alma

maters a former head coach at lahainaluna, I say it was a blessing and a wonderful memory in my life in west maui. So thank you aunty lori for teaching us to sing with interlocking arms and spirits, in the present time, today is a day for small celebration I lahaina community. On MAY 8th the parents and children attended a meeting at the civic center to hear an update on the aquatic center and surely with the missionary this facility was on the list of priorities. The families walked way from that meeting with no hope, only roadblocks bit administratesing and \$3 million pricetag for repairs to the facility, simply stated, the gates were locked. Again, with so many suffering families in our community, it was difficult to express the need for a swimming pool. Some claim the families gave up hope, one of them shiping their state championship swimmer t o'ahu and the other moved their enfire family and the rip of the catastrophe continued.

>> time. >> so MAY I have one minute or half a minute to finish, please, chair? >> yes, can you please conclude? >> yes. So guess what, council members? Tomorrow the pool will rise from the ashes and be filled. But how did this happen? Well, let's just say it's another miracle in the west maui community, mothers and children joining hands with buckets and brooms to muck out the toxic yuck from the bottom of the pool for countless hours. No grumbling, just shovels. So many life lessons four our children, be part of the solution, not the problem. Don't look to government to solve your life challenges, ask yourself who I am? Thank you for all the coaches and next-generation like auntie lori for being such a dedicated sense of inspeeration and glim erg hole for our children's lives. I was going to ask council member sinenci to sing the alma mater, and thank you gen for being an amazing leader in our community. Thank you, council members.

MS. Clerk. >> chair, there's no one else currently signed up to testify on the ceremonial resolution. This is last call. If there's anyone who would like to testify on the ceremonial resolution, this is your opportunity. Countdown 3, 2, 1. Chair, there's no one indicating a desire to testify. >> members, any objections to accepting written testimony, and closing public testimony on resolutions? >> month objections. >> so order MS. Clerk. >> chair, resolution 24-160, extending condolences to the family of the late lorraine aunty lori gomez-karinen. >> council member paltin. >> thank you, chair. I move to adopt resolution 24-160. >> second. >> moved by member paltin, seconded by member johnson to adopt resolution 24-160. Member paltin discussion? >> thank you, chair. I would like to request permission to read the resolution in its entirety. >> yes, please proceed. >> thank you. Resolution 24-160, extending condolences to te family of the late lorraine aunty lori gomez-karinen. Whereas, lorraine gomez-karinen affectionately known as aunty lrie by the laina community passed way on AUGUST 24, 2024 at the age of 82; and whereas, aunty lori was a life-long educator and volunteer who was adplyered and loved for her kind and warm spirit, strong-willed personality and passion to teach and perpetuate the "flame of learning"; and whereas, aunty lori was born in lahaina, maui, hawai'I on MAY 23rd, 1942 to mariano and basilia gomez at pioneer mill hospital on front street; and whereas, she was the oldest of eight children, with siblings elizabeth, phyllis, letty, josie, ervin, doris, and carol, and loving aunt to 27 nieces and nephews; and whereas, aunty lori we had larry karinen her long time partner of 49 years, and a colleague at lahainaluna high school, her travel partner having visited together many U.S. States and japan, but the pest, prague, astralia, and new zealand, and above all, her best friend; and whereas, aunty lori loved the sport of tennis, as a speckator and a player in her younger years, having been a member of the apty named sammamish club in lahaina, where she played during hr free time; and whereas, having graduated from lahainaluna high school in 1960, she was a pioneer for being the first in her family to attend college and attain a bachelor's degree in education from university of wisconsin-river falls; and whereas, after graduation aunty lori moved to los angeles california with younger sister elizabeth and her husband james whitehead, where she taught english in south compton; and whereas, after returning home in the late 1960s, and thi lori taught 8th grade english at lihiakai elementary school before joining te lahainaluna high school staff where she taught 10th grate english for more than 20 years; and whereas, in teaching hr students the value of communicating through the english language, she encouraged daily penseeses to understand and learn about the ever evolving question one asks them who am I? And whereas, ant or aunty lorie was one of the original advisors to lahainaluna hawaiiiana club, which brought students together to learn clture through song and dance and led to the iconic dade malo day annual ho'olaul honoring pmalo a student of lahainaluna high school's first graduating class, school master and [Tpha -eupl/] [Tpha -eufprl/] Historian and scholar, whereas, aunty lori was also advisor tot lahainaluna school newspaper ka leo luna from 1969-1974 and served as a feature page editor; and wereas, she was a staunch supporter of the lahainaluna's barding program advocating annually at the state-level as she saw tremendous value in the program's continuation; and whereas, aunty lori began helping and later leading the boarders' chorus, where sunday evenings were spent learning and singing "ho'onani" and hawai'I pono'I" and classic lahainaluna songs "o'cow aloha off and on and yonder lahaina mountains." ; and whereas, aunty lori was key to teaching and conducting lahainaluna football team in singing the school's alma mater; and whereas, in 2017 auntie lori was inducted bit lahainaluna high school foundation as a legend of lahainaluna for perpetuating the torch of excellence, and her ongoing contributions to the school and community; and whereas, after leaving the classroom in 1992, she completed her masters degree while

working as a curriculum coordinator, supporting educators across the county until her retirement in 2015; and whereas, aunty lori as legacy as an educator, advise, volunteer and loving wife and aunty to her 'ohana will be forever cherished and remembered throughout the entire lana maui and hawaii's community as you now therefore, be it resolved by the council of the county of maui: 1, that it extends its condolences to the family of the late lorraine aunty lori gomez-karinen and 2, that certified cop canies of this resolution be transmitted to her husband, larry karinen, sister elizabeth whitehead, niece lisa apa, richard krooso principal layne lawlawn high school, dean rick yard and robert watson football co-head coaches lahainaluna high school, the honorable josh green, M.D., governor , state of hawai'i the county's delegation to the state lint your and the state's delegation to the united states congress and the honorable richard t. Bissen, JR.\r\n\r\nMARCH , mayor, county of maui. >> discussion on this matter? >> yes, please. You know, I don't know how we're going to get through the next david malo day. Without aunty lori, but I'm sure her presence will be felt, you know? My husband was a student of aunty lori and also larry karinen and just wanted to extend my extreme gratitude, because lahaina wouldn't be what it was without their influence. Thank you.\r\n\r\n>> thank you. Anyone else? Vice-chair sugimura. >> thank you. Beautiful. Well-done, member paltin I would like to say that I wish I was one of hurricane students, you know? Just from the testimony, as well as the quality of this person that we're honoring today.\r\n\r\nSo I would like to send my grateful support for people that I always value teachers, ad those kinds of leaders in the community that really shape our future. Thank you very much. I support this. Thank you. >> >> very good. Another supporter out there in the audience. Anyone else?\r\n\r\nIf not, all those in favor of the motion, please raise your hand and say aye? >> aye. >> so we have eight ayes, one excused. Motion carries. Thank you very much. And we would like to call the family up now, if you can? >> with no objections I would like to invite her husband, larry, as well as any other family members to join us at the podium to say a few words, followed by leis and photos.\r\n\r\nAloha, I'm larry karinen. Lori's husband. On behalf of the gomez and karinen families, I would like to thank you for the honor you have bestowed on our loved one. As you know, lori was born and raised in lahaina for most of her adult life she was a prime example of being a good citizen. Whether it was teaching our youth, assisting our teachers, celebrating, contributing to our culture through david malo day or part of the lahaina restoration society or restoring lahaina, she was a positive force. Again, I would like to thank you for helping us celebrate her, and her life, and her passing. Mahalo.\r\n\r\n>> thank you >> >> thank you >> anyone else who would like to say something? >> if you guys would like to come down, for leis and maybe photos? >> so we can take a picture? Okay, members, leis. Members I'm going to call a 9:45. >> will the council meeting of SEPTEMBER 27th please reconvene. MS. Clerk.\r\n\r\n>> thank you, MADAM Chair. Moving on, section f, no action. So mving to section g, presentation of written or oral testimony. At this time individuals MAY testify on any item on the meeting agenda. To be added to the testifier log online, raise your hand in teams. Once you hve been added to the testifier log, staff will lower your hand. If you are calling by phone, follow the phone prompts to be added to the testifier log.\r\n\r\nTestifiers will be listed in the order of sign up and check your place by chicking on the testifier log in the chat. Please identify the item number you are testifying o. If you wish to testify at the time that the item is called, we'll move your name to that section. Chair, the first testifier is jackie keith, testifying on resolution 24-161, followed by scott crawford. >> aloha kakahiaka kakou. My name is jackie keith and testifying in support of resolution 24-161. It's important for me to stipulate that I support this resolution to benefit the people of maui, not to encourage more luxury developments. We need to make sure that we're prioritizing that this goes to county residents, that are constantly on water restriction. Maui is in desperate nevada a system that prioritizes the usage of our water in a sustainable way.\r\n\r\nFor too long we have waste our precious water. I recently heard kaiakea say that we should value our doo-doo water the same way we value our potable water and I agree. I want to thank the county council for bringing this forward and remind you that the first priority should always be people and not profit. I am excited and grateful to to see this resolution put forth and look forward to seeing the administration take action on expanding r-1 for the benefit of ko'olau. I think it's perfect time when epa is here and helping us with these kind of things to be making these changes, to be having these discussions. And I would really like t see the county as a whole working together between the administration and the county council I feel the same way about the county and the state. I think the government exists to serve the people and that is best done whether there's collaboration on all levels.\r\n\r\nSo I just wanted to remind you folks of that and thank you for the work that you are doing. Mahalo. >> any questions, members? If not, thank you. >> chair the next testifier is scott crawford, followed by john cuta walke. >> aloha chair lee and members of the council. My name is scott crawford the director of the maui marine program for the nature conservancy.\r\n\r\nI am here today to follow-up and provide some clarification on the written testimony that we submitted regarding resolution no. 24-161. The position of the nature conservancy is that we support the reuse of r-1 wastewater in general. And the development of the infrastructure to support that. Particularly for the benefits of reducing impacts on our near shore major environment to support the health and resillanes of cooler reefs fisheris and habats, but we're not taking a position at this time on

the specific allocation of recycling water in west maui, other than to encourage strong community engagement in the process of deciding the best and highest use for recycled water allocation. Mahalo. >> thank you. Any questions, members? \r\n\r\nIf not, thank you very much. >> chair, next testifier is john cata walke testifying on resolution 24-161, followed by christopher fishkin. >> aloha. Honorable chair and council members my name is john cata walke with hawai'i water service and I'm here on behalf of hawai'i water service in support of the resolution 24-161 and believe it's essential to the expansion of water use many maui county and critical to the preservation of potable water, which can be used for the construction of much-needed affordable housing in maui county. By way of background, hawai'i water service provides water and wastewater services to approximately 20,000 residents on maui. And through sections additionally we provide -- we produce over 250 million gallons of recycled water annually across the state, including 38 million gallons annually on maui. Given our experience providing wastewater in the state, we believe that we're well-suited to partner with the county in this important endeavor to expand recycled water use. \r\n\r\nIn line with this resolution, we're keenly interested in exploring ways we can partner with the county to expand the recycled water distribution network. And we're no stranger to public-private partnerships. And we understand the benefits of recycled water use. We also feel that the systems can be expanded without deleterious consequences to our customers and look forward to continuing the conversations with the county. If there's anything that we can do to assist, please don't hesitate to reach out to us. Aloha. >> thank you. \r\n\r\nMembers questions? Member paltin and member cook. >> I will yield because it's member cook's resolution. >> member cook. >> thank you for your testimony. My clarifying question, is your company doing the wastewater for pukalani? >> yes, we do and we provide r-1 up there. \r\n\r\n>> how many years have you been managing that plant? >> pukalani plant we acquired and built the plant I believe in 2009. And we constructed -- we completed the pukalani wastewater treatment facility in 2010. Brought it up to r-1 standards. >> thank you. >> member paltin. >> thank you, chair. Thank you, MR. Cata wake for your testimony. \r\n\r\nI just wanted to clarify, have you been told that the r-1 would be given to you folks? Hawai'i water service? >> no. >> okay. Thank you. >> pro tem kama. >> thank you, chair. \r\n\r\nThank you for being here. Thank you for your written testimony. I really appreciate it. So when you supply r-1 water, do you also put in the infrastructure for the r-1? >> yes. A lot of times we will look to acquire facilities, and then bring it up to standard. But sometimes, if we previously owned the facility, and it requires rebuild, we will construct it. >> okay. \r\n\r\nSo you are looking at doing most of this in the west maui area? >> west maui, wherever we can be of assistance, actually. Because you know, we do have a lot of experience in developing structures for -- well, not really developing, but operations in distribution of recycled water. >> so when you did the most memorable time you can remember in terms of you folks putting in infrastructure, where was that done? >> in maui the pukalani wastewater treatment plant. >> clarifying comment, when you say infrastructure, are you saying transmission lines? >> yes. \r\n\r\n>> transmission lines to the customer. >> transmission lines to the customer, here on maui, mostly -- we do water and wastewater. So most of our new projects is in water. And that usually happens in the ka'anapali area within our districts. >> okay. Thank you. Thank you, chair. \r\n\r\n>> member paltin. >> thank you, chair. So with this, are you advocating for north or south of the distribution line? >> we're advocating for wherever it is better used, best used. Not anything specific -- in particular. >> thank you. >> potentially, partnering with maybe distribution, or whatever the county needs. \r\n\r\n>> and by partnering, like you would - build out the infrastructure for us, and we would give you the water? >> yeah, that can be discussed on how that works, because eventually we have to look at how it impacts rates. >> thank you. >> did I see other hands? If not, thank you very much. >> thank you. >> MS. \r\n\r\nClerk. >> thank you, MADAM Chair, the next testifier is christopher fishkin, followed by jordan rejitas. >> can you hear me, council members? >> yes. >> thank you. Testifying on 24-71 first. Thank you, council members. \r\n\r\nI've lived on maui and hawai'i for 28 years. I gratefully saved three hawaiian homes from foreclosure and richly blessed with several hawaiian families and been a paralegal for numerous attorneys, this represent mispersonal advise, auto I am I'm not an attorney. You want to pay ksg -- so I'm going prove up malpractice by your attorneys in 2 minutes and 20 seconds they gave a letter to MR. Salem saying that county cannot legally settle on enforcement of county law. That is incompetence and constitutes given false legal advice to MR. Salem pro se, that is malpractice. Ksg told this body count 3 regarding collusion with a private developer involving violations of county law, con see the of and refusele to enforce the law was dismissed from his suit when it wasn't. That is malpractice. \r\n\r\nThen they tried to tell a settlement judge the same thing, which is malpractice. You are spending taxpayer funds on incompetence and grossly negligent attorneys that continue to harm probably the most qualified person to address and repair the to donging that this and previous administrations have caused your constituents the taxpayers. That is on you on council members and is not only bad respectfully, but stadium. You should be consulting with him -- while simultaneously defrauding your constituents with your own tomorrows. Did the attorneys disclose at the case that he personal represented the bank that requires MR. Salem t remove a fraudulent lien that chris can't remove because of the cunty's fraud. Their intentional concealment of

violations of law by developer and engineering firm. So your attorney fr ks B.C. Fore closed on the property he bottle himself presently valued at \$5.5 million and continued to voltcher as a ohio ever since and now your attorneys have gotten jordan mollena, respectply a barely qualified director of public works, to falsify record and conceit the county's ongoing fraud and composes the county to numerous new claims of liability and exposure, fraud and harm to MR. Salem and tax paying citizens doesn't end. I do not support authorizing the expired and of funds to pay for any additional legal action and to return what they have received so they don't get sued for malpractice. That is my closing statement on 24-71. >> are there any questions on this testimony? No questions. So you can go on to the next one. >> okay.

Of course, I never get any questions. As a paralegal for attorney brad salter who has worked extensively on chris salem case I support the settlement that fully compensates MR. Salem. This amounts to \$5.5 million in actual damage uns at least \$3 pl 3 million in verm and compensatory damages for those questioning why MR. Salem is representing himself and the county is losing because private attorneys won't challenge corp. Counsel. Chris's former attorneys were hesitant to name county attorney and chris had to bring conflictedrencing to the judge, his attention himself.

Fortunately, the case is highly competent and intelligent jurist, who has been mislead by the county attorneyez. I understand that council members are expected to listen to their attorneys, but what happens when those attorneys are defending their own and others to doings for decade? They lie to you, former corp. Counsel lutey lied durhir nomination hearing about hour knowledge of sma violations related to MR. Salem. Aleckly false claims about his earnings in vegas and failed to produce tax return whens requested by council. Now as a private attorney, wong is negotiating a \$1 million fine for sma violation by a transplaneter property owner with the former employees at corp.

Counsel, which I personal discovered those violations and reported through council member sinenci's office. This \$1 million is less than 1/5th the value of MR. Salem's home that county took from him. Instead of playing footsy with wrong, the county should put this money towards making MR. Salem home. Consider it my contribution to MR. Salem.

I believe until you have commitment to clean government, which MR. Salem's case represent and opportunity for, you lack a fundamental commitment to the well-being of the county you represent. Also work with council member gusman andy kaohu, which pat wong blocked your failure to use your investigative powers and recuse conflicted attorneys has resulted in much unnecessary harm, and a standard refrain true or not is that you are all too busy to address it. I respectfully request you stay on top of your attorneys in this matter, so as not to abuse the taxpayer, and MR. Salem going forward towards settlement. Thank you, council members. >> thank you.

Members, any questions? Yes, MR. Johnson. >> just a clarifying question for you. You recommended the \$5 million, as well as another number, so the total was what? \$7 or 8 million? >> \$5.5 million, the value of the home, and property, and \$3.3 million, which constitutes his credit and business loss opportunities which got destroyed and has made him impoverished to this day.

>> thank you, MR. Fishkin for tat clarification. Thank you, chair. >> any more questions? If not, thank you very much. >> thank you. >> chair, the next testifier is jordan ruitias testifying on resolution 24-161, followed by leonard nakoa.

>> aloha maui county members I want to apologize, very vocal this morning. I will I'm testifying today on behalf lahaina strong, resolution this 24-161 and mahalo for the opportunity to address the resolution on r-1 water expansion and lahaina strong supports, we emphasize this must prioritize environmental health and local communities over unchecked development. We would also like to point out this it has always been the plan to send r-1 water south to lahaina, over sending it montgomery. Lahaina tongue needs to be prioritized as it would help the resiliency of lahaina and deal with lan management and ensure it's less fire prone: ensuring that conserved water is returned to streams, which are vital to the ecosystem and the focus should be environmental stewardship, not development. Additionally safeguards are needed to prevent resorts and luxury developments from increasing their overall water use. this could further strain already over used resources, in closing we believe a lot more work needs to be done on this matter. Again, these send it to committee, so the committee and the community has ample time to weigh-in.

Mahalo for your time. >> thank you. Questions, members in vice-chair sugimura. >> thank you very much. And your baby is so cruit. >> thank you. >> so when you refer to south and north.

South means where to where? >> south we're talking pretty mch to lahaina town and we do not mean Ioni poco. >> and north? >> we don't really support it going north. North is usually very green, very lush. They have rainfall. The developments you see happening up north right now are luxury gentleman estates, which we do not need more of.

We need local affordable housing for our people. >> thank you. >> the baby has blue eyes. She is so pretty. No more questions? Thank you, jordan. >> the next testifier is lien yard nakoa, can you indicate which item you wish to testify on to be followed by katy austin, who is currently our last testifier.

Leonard nakoa, it's your turn to testify. >> cn you hear me? >> yes. >> okay. Great. I got plenty. I got a couple items I talk about.

First is the 450,000 dollars spent on lawyers to defend the county, or something like that. Hello? Hello? Chair, chair, you guys county clerk is lawyers, two lawyers. You have all kind of lawyers inside this county. You have corp. Counsel.

You have the excorp. Counsel and plenty of lawyers in this county that we as taxpayers are paying

already. Yeah? We're paying for these buggers. And now you guys like us, the taxpayers pay \$450,000 more for the screw ups of the county clerks now and ex-corp. Counsel. You guys -- how are you going to explain that to us, the taxpayers?

That you guys are going to spend our money to wipe your akole. I won't talk the legal language, tired already. Just going to tell you, you guys wiping your akule with this. We're tired of you guys bs because because you screwed up when we told you about this thing illegal house on our-in my backyard. You guys don't listen to the community. How many of the community speak against this project? The mayor, >> MR. Nakoa, please stay on-topic. >> iam. The one \$450,000, leave me alone. Okaying? That is the money you guys spent. Yu guys liking spend, like spend, like spend, yeah? I'm talking about spending \$450,000 of our tax dollars even though you have how many lawyers inside that room?

Inside the chambers? How much lawyers get? Why you not use -- why you not defend your own akule? >> that is time. >> so the \$450,000, don't spend them. I say no use that money. >> thank you.

I am sticking to the topic, which is the \$400,000. \$450,000. >> were you going to another topic now? >> so that is the-two items on that bugger. I have like six minutes. So that is what I'm talking about, gang, so tired, so tired of this. Tired of this that you spend our tax paying people pay for your guys' screw up and for the tax dollars to build the bypass, and all of that kind of stuff. But you guys use our tax dollars for defend your guys' screw-up. The county screwed up.

The ex-corp. Counsel, present county clerks ---- screwing up. I am sticking to the point and don't tell me I'm not, okay? So I have a hard time with the bugger, don't get me wrong. I have a hard time with that bugger, but it's not about chris salem, but the \$450,000 to pay to wipe your guys akule. I think I'm going to go to the other one now. County clerks, the ex-corp.

Counsel. >> excuse me, MR. Nakoa, you are already a minute and 15 seconds into your second item. >> okay. Cool. I'm pau with that one. I'm pau with that one.

Mahalo for the timing. Mahalo. Mahalo. You guys are good. Least the money is getting used for something. The next one, the r-1 water. The r-1 water, the brother who came earlier, he is actually from ka'anapali, I think, because I used to have a restaurant in ka'anapali and the bugger used to come there.

It's r-1 water. We all got educated about this r-1 water, because again, the county screwed -- the old mayor screwed up, okay? And then now again, wipe your akule. You guys use r-1 water for the ka'anapali, I think that is what you are using right now. Ka'anapali has all the water in the world right now on maui. We have no more water.

The public has no more water.

Ka'anapali, west maui, and the west maui guy, peter martin guy. They own all the water. So tom cook says you bring this bugger up, oh, my GOD. You oly for development, and the brother is talking about affordable homes. Ka'anapali is the no. 1 crook about affordable housing. Yeah some ka'anapali 2020 was brought up many years ago, in 1998 I was on the thing, you guys -- you guys ripped us off already, because, again, no more husing on west maui, and because of the screw up, ka'anapali has all the hotels on the north shore of lahaina, and north ka'anapali, the honua kai and build million dollar etates on the mountain, with the promise of building us guys, us guys, the workers, the people who live here, homes.

But they didn't build crap and the ones you build, you guys are -- within the out of your way to make minatoya list kind of stuff and we get screwed again, the locals, okay? We are watching you guys akule brah, you are screwing us left and right. The mayor is to take the east maui off the agenda -- support. So all you buggers okay? I don't know who was there when you screwed up with that -- . Time. >> that house over there. That is the reason why we're for that freaking brown house.

>> junya, you have 30 seconds left. >> do I bring this up again? Huh? You guys spend \$450,000 but go back to the water, my bad. Go back to the water. >> okay, your time is up. >> yes.

The water. The water. The water should not go to any development, because you build zero. You build zero. The brother talked about affordable housing in lahaina, they didn't build nothing. They didn't build nothing in lahaina. >> thank you very much.

>> zero. >> thank you. >> zero. >> members, do you have any questions for MR. Nakoa? >> I do. >> are you sure you do?

I do. >> MR. Cook. >> MR. Nakoa junya. >> it looks like he MAY have dropped from the meeting. I don't see him on the meeting.

Let's move on to the next testifier, please. >> chair, the nest testifier is katy austin testifying on 24-161 and currently MS. Austin is the last testifier. >> >> you MAY start. >> aloha chair. Aloha council members. Thank you for letting me testify on this resolution.

I also want to mahalo you guys for understanding the importance of r-1 and hearing or lahaina community and our pleas to get access for that, for the past year. So I do hope you all understand our hesitations behind this resolution and fact that we want a little bit more protections in there, so that we do see that water within our communities and not going to north to kapalua for luxury developments or either further south for more other luxury developments. I do request that this measure be brought to committee, so that we can have some, more public outreach and make sure this resolution is as strong and tight for your community as possible. Mahalo. >> thank you. Any questions? If not, thank you very much.

MAY we have the next one. >> chair, I see another testifier signed up, kai nishiki, please, go ahead and let us know what item you will be testifying on. >> aloha, chair. >> aloha. >> council members. Kai nishiki testifying on resolution 24-161. Mahalo, council member cook for this resolution. Fully support expanding the distribution of re-cycled r-1 water, especially in regards to displacing potable water for affordable housing developments.

I would like to just also

add if this body could also consider urging that certain things, like the plumbing code could be looked at? Recently I was at a drought council meeting and there was discussion about how to expand the use of r-1? And in order to utilize r-1 for the flushing of toilets, there would need to be amendments made to the plumbing code, and this would just allow greater use of r-1, and we can all appreciate that there might be concerns about single-family use of r-1 and larger users would be multifamily housing developments, commercial buildings, schools, things like this. So in looking at rebuild of Lahaina and knowing that 87% of the folks that were displaced were renters, and looking at the rebuild of these multifamily units, and schools and commercial and all of that, that would be a great way to encourage the use of r-1. I understand there is significant costs to dual line construction, but you know, if we want to support really using our water to its greatest benefit, then, you know, these are the uses that I think that the community could support. I mean, you know, we need all of that senior housing rebuilt in Lahaina, we need all the multifamily, so just think about how much water savings we could have looking at that? And also looking at updating the 2002 -- what is called again? 2002, the water system standards. When you look at that, it says that the dws has to accommodate 600 gallons per unit of single-family and 560 for duplex and multifamily uses in Maui County. <br><br> time. >> could you conclude MS. Nishiki? >> yes. And let's see, so if you look at actual usage of multifamily, for instance, I think Pukalani in South Maui is already 200 gallons for multifamily use. So I think that we should probably just look at some of these things that make us more efficient, and factual in the things that we are requiring of folks. Sorry, if I could just conclude with one sentence? <br><br><br><br> okay. >> thank you. I believe that ultimately prioritization of our water resources is where a significant focus should be, because domestic use of water also includes things that are uses that are not fully beneficial for our community. So if we could prioritize the use of water for residential, and residential domestic use, and agriculture. Mahalo. >> thank you. Are there any questions for MS. <br><br><br> Nishiki? Member Paltin. >> I just was wondering the plumbing code and the 2002 water systems standards that you were referring to, are you aware if that is in the council's purview or the state to address? >> I believe that the plumbing code is something that the county has purview over. And the water systems standards, I'm not sure. But I'm just urging that the appropriate departments look at how those things can be done, because ultimately, they would help serve our county department of water supply. >> and then in the plumbing code, if it were to be used for toilet water, you're saying that DOH would prevent that in a single-family home, but in a multifamily home, the county could amend the plumbing code it use r-1 for toilet water, and DOH's -- it would pass DOH muster? <br><br><br><br> I believe so. That is some of the discussions that were had by the drought council. That is what they had relayed to me that the plumbing code would need to be amended. But that for single-family, it would not likely be allowed just because I think to simplify it is that multifamily and commercial are largely -- the folks who are responsible for repairs and things could be held accountable, versus a single-family user of r-1 maybe they just have their cousin or brother come and do some plumbing and lines get mixed up or whatever. so the oversight might not be there. So that is my understanding. >> thank you. <br><br><br><br> Thank you, chair. >> any more questions? If not, thank you very much. MAY we have the next testifier. >> chair, currently there is -- chair, there is no one else currently signed up to testify. If anyone wishes to testify, please raise your hand in teams or make your way to the podium. Chair, seeing no one -- please, go ahead and come down. <br><br><br><br> vice-chair. >> I'm Colleen Rosinski and I'm just fascinated by the process you are all taking on, and it's past, present and future information that I don't want to be the contributor of the blind men and the elephant, where somebody sees a tail and somebody sees the trunk, and we're all trying to put something cohesive together. But, I just am privy to my view, which is I guess, in Alan Arakawa's time there was a feasibility study and I have no clue what it involved, but I know it's there. Of course, it needs revamping after the fires, and our use. I'm so encouraged by all of the discussion about the environment, and the water, and how it all needs to come together, and I really appreciate that you all are spending this time, and detail on it. So thank you, because it's overwhelming. Thank you for all your efforts, and your time. <br><br><br><br> >> thank you very much. Any questions? Vice-chair Sugimura. >> thank you. Thanks for being here. So you mentioned your friend, who did the water study. Do you have your friend's name that you could share with us. <br><br><br><br> >> yes, his name is Carl Freedman. >> thank you. >> thank you. >> okay next testifier. >> thank you, chair. Once again, last call for testimony. If anyone wishes to testify, please raise your hand in teams, or make your way to the podium now. <br><br><br><br> Chair, seeing no one, there's no one left to testify at the beginning of the meeting. >> any objections to closing public testimony, and accepting testimony for the beginning testimony and accepting written testimony, any objections if not, so ordered. MS. Clerk Saturday thank you, MADAM Chair, there's no action on section h, I, or j, so moving to section k, committee reports. Currently we have no one signed up to testify on committee reports. If there is anyone wishing to testify on committee reports please raise your hand on team or make your way to the podium. Chair, there is no one indicating that they wish to testify >> any objections to closing public testimony on h, I, j and k, did I say >> this this is k for committee reports. <br><br><br><br> okay. For k, k for committee reports. Any objections to closing public testimony? >> accepting written testimony (2023) Entitled, "a bill for an ordinance no objections. >> so ordered me clerk a.S



[Tha-eufrpblg/], MADAM Chair from the budget, finance, and economic development committee is committee report 24-87 -- >> scattered >> excuse me, what is that noise? From the budget, finance, and economic development committee county report recommending first reading of bill 14 cd 1 (2024) To amend the fiscal year 2025 budget for 1 amending section 2 estimated revenues by increasing the carry over savings from the general fund by \$865,000 2 amending section 3.B.11.A deterrent of management management program by increasing category b operations and equipment and total apovesings by \$590,000, 3 amending section 4 c -- 2 department of management wailuku-kahului community plan area by adding a new appropriation for other projects general fund entitled "fitness courts." in the amount of \$275,000, 4, adjusting the total according and 5, amending appendix c, capital improvement projects, department of management wailuku-kahului community plan area by adding a new project and project description entitled fitness courts. >> vice-chair sugimura.\r\n\r\n>> thank you, I move to adopt the recommendations in committee report 24-87. >> second. >> moved by vice-chair sugimura and seconded by pro tem kama to approve the committee report recommendations in 24-87. Discussion, vice-chair sugimura. >> thank you, chair this bill amends fiscal year 25 budget to recognize \$865,000 savings from the general fund and appropriates for the department of management for fleet management security study, salary study, renovations and furniture at building for the department of housing, and the construction of a fitness court. While the department of management's fiscal year 25 budget already includes funds for fleet management and security assessment, the bids for both came in higher than anticipated. And the department requires additional funds for both. The salary study was requested by the salary commission and MR. Rereview the salaries of elected individuals, appointed directors and personnel.\r\n\r\nLastly this bill includes capital improvement project apovesing for construction of a fitness court including installation of fitness equipment at the kahului center, kahului community center park and keopuolani regional park and respectfully ask for the chair's support of my motion. >> any more questions? Or discussion? Member paltin. >> just clarifying the fitness court wasn't for the department of housing. And in the salary study, as well as personnel, I wanted to clarify, is that the personnel department, or like a civil service personnel so the list is the salary study would be on those that I stated. >> we have the budget director here, if you want to ask?\r\n\r\nLeslie, would you come down? >> I just wanted to clarify when she said personnel, is it reference to the department of personnel or all of our civil service employees? >> thank you, chair. Thank you, council member paltin, my understanding is that the study would be for the folks who salary commission sets. >> oh, okay. Thank you. >> thank you.\r\n\r\n>> any more questions or discussion? >> what was the other thing you brought up, MS. Paltin, member paltin? >> oh, that fitness court isn't for the department of housing. >> did it read like it sounded like that the first time you said department of housing and fitness court - like right after. So I just wanted to clarify for the public that the fitness court wasn't for the department of housing. It's for the public.\r\n\r\n>> okay. >> yes, because -- people in housing are all fit. [Laughter] >> you were there oce. Also the furniture, I just want to say that it really is for the department of housing as they are setting up. We had remy martin -- mitchell, who was sitting in the audience waiting for us to pass this in committee and so this is so his department can set up with furniture. I guess they are doing remote work now for the director and deputy. Thank you.\r\n\r\n>> all those in favorite municipal code raise your hand, say aye? >> aye. >> eight ayes, zero nos, motion cars are misclerk. >> cr24-88 recommending first reading of bill 125 c 1 (2024) To amend the fiscal year 2025 budget by one, amending section 2 estimated revenues by increasing carry over savings from the general fund by \$100,000, 2 amending section 3.B.12c5 office the mayor economic development program grant as you disbudgets for water and vital resource due diligence by properties in ma'alaea in the amount of \$100,000 and 3 adjusting the totals accordingly. >> vice-chair sugimura. >> thank you. I move to adopt representations in committee report 24-88. >> celeb.\r\n\r\n>> second. >> moved by vice-chair sugimura and seged by pro temyama to approve the committee report recommendations in 24-88. Discussion, vice-chair sugimura. >> this bill amends fiscal year 25 budget to recognize \$100,000 in carry-over savings from the general fund, and appropriates it for activities related to due diligence, to be executed by the trust for public lands of parcel in ma'alaea. The administration is proposing to acquire this parcel of land through grant funds, the university of hawaii will receive from the national oceanic and atmospheric administration for climate and community resiliency activities. Prior to the receipt of the grant funds administration is seeking to conduct you due diligence, including title search, appraisal and environmental assessment. I respectfully ask for the chair's support of must motion. I also want to say that the administration did answer our questions, which we had asked for before the bfed meeting, but submitted it now.\r\n\r\nIf you have any questions, MS. Milner is in the audience. I want to say one more thing, during my committee report the discussion came up about trust for public land for them to do this work. It was brought up to my attention that the trust for public land would not be participating in this project once all this due diligence is done. So it wouldn't be a conflict of interest, as we move forward and maybe corp. Counsel can correct me if I'm wrong. >> corp.\r\n\r\nCounsel, do you want to comment? You don't have to. >> thank you, chair. No further comment. I think that we flushed that out during committee. >> that was one of the concerns that they MAY be

somebody that MAY help us once we're done with all of this, but I guess they are not. It cleared the path for that.

And I also was wondering that usually appraisal reports, title searches, that is all done by use, if we're going to own the land. Sounds like it was determined that the trust for public land because they know what would need to get done they were brought in to do this more expeditiously, correct? >> budget director can correct me if I'm wrong, but I believe there's a timing issue as well when the acquisition would occur to utilize the grant funds for purchase. Because this is quite a large parcel, and its location, it could lead to some conflict issues that I think the trust for public land is more suited to do that for us. >> thank you very much. >> I was very curious, who writes your notes? >> who wrote it? >> staff. >> no, because you are adding something different. >> oh, yeah, I am. Because it came up. >> no, no, you keep saying -- you asked for the chair's approval or something? >> oh, sorry about that. Council.

I thought, I'm not the only one here. [Laughter] You meant council. >> I meant council. >> all right. >> you were taking council's vote anyway. Sorry about that. >> I know, you were just calling on me.

okay, you have ultimate say like a dictator. >> oh, yeah. Somebody is in a foul mood today. [Laughter] Give her another can of corned beef. All in favor of the motion, raise your hand, say aye. Eight ayes, zero nos, one excused motion carries thank you, members. >> MS. Clerk. >> chair from the government relations, ethics, and transparency [Kpho-eurbgts/] Is cr 2-9 recommending adoption of resolution 24-71 cd 1 authorizing additional compensation of \$325,000 for a total compensation not to exceed \$450,000 to Kobayashi Sugita & Goda LLP as special counsel to represent County of Maui Richard Itser Bissen, JR. in his official capacity and Kate Blystone as successor of Kathleen Aoki in her official capacity in Christopher Salem v. County of Maui, et al. Case no. 2 ccv-21-0000048. >> member uu-hodgins. >> thank you, chair.

If there are no objections MAY I please ask the clerk to also call up cr24-90 through 24-92. >> any objections, members? >> so ordered. S in [Kh-erbg/]. >> chair, before you is cr24-90 recommending adoption of resolution 24-81 authorizing settlement of Christopher Salem vs. County of Maui, et al. Case no. 2 ccv-21-000048 (2) Cr24-91 recommending adopt a resolution of resolution 24-117, authorizing the retention of Hawkins Delafield & Wood LLP as bond and disclosure counsel to represent the County of Maui during its 2024 general obligation bond issuance and other bonds for a total compensation not to exceed \$54,000 and cr24-92 recommending adoption of resolution 24-119 authorizing settlement of JMC claim 4084192 County of Maui risk file 2023-1035 of RinZai Zen mission in the amount of \$3,123.37 member uu-hodgins. >> thank you, chair.

move to adopt the recommendations in cr24-9, 24-90, 24-91 and 24-92 second. >> moved by member uu-hodgins and seconded by vice-chair Sugimura to approve the recommendations in cr24-9, 90, 91, 91 undiscussion member uu-hodgins. >> thank you, chair. Retty sure great committee met SEPTEMBER 10, 2024 to discuss resolutions 24-71, 24-81, and received an overview of the claims from corporate counsel in open session. As it relates to 21-1 complaining the basis for the request for settlement and an executive meeting was convened to discuss confidential information related to the claims. Your committee voted 5-0 to recommend resolution 24-71 and 24-81 and evident a cd 1 version of resolution 24-71 from the department of corporation counsel to include Kate Buystone many her official capacity as planning director replacing Kathleen Aoki. Your great committee met SEPTEMBER 12, 2024 to discuss resolution 24-117, to authorize the retention of Hawkins Delafield & Wood LLP as bond and disclosure counsel and resolution 24-119 to authorize settlement of the claim of RinZai Zen mission.

Your committee received an overview of the claims from corp. Counsel and voted 7-0 to recommend adoption of resolutions 24-117, and 24-119. I will remind the council that we alone are authorized to retain or employ special counsel by resolution adopted by two-thirds vote in accordance with section 3-6 (6) of the charter. At this time I ask for the members' full support of my motion. Thank you, chair. >> any more discussion? If not, all those in favor of the motion, please raise your hand and say aye. >> aye.

eight ayes, zero nos, one excused. Motion carries. MS. Clerk. >> thank you, MADAM Chair, moving to section I, resolutions. Currently we have no one signed up to testify. If there's anyone wishing to testify on the resolutions in this section, please make yourself known.

Chair, I see no one raising their hand in teams. I'm sorry, chair, it looks like member Paltin was excused for the last vote. So the -- >> it's seven ayes, two excused. Motion carries. >> thank you. So go ahead with last call on this section with resolution 24-161. [Skpha-eur/], there's no one indicating a wish to testify. >> any objects to closing public testimony and accepting written testimony? >> no objections.

so ordered. MS. Clerk. >> thank you, MADAM Chair, before you is resolution 24-161 urging the administration to prioritize the increased production and expansion of the distribution of the recycled r-1 water to preserve potable water for the construction of housing in the County of Maui. >> member Cook. >> I move to adopt resolution 24-161. >> second. >> moved by member Cook, seconded by vice-chair Sugimura.

thank you, chair. MAY I request that the clerk read the resolution in its entirety. >> thank you, MADAM Chair resolution 24-161, urging the administration to prioritize the increased production and expansion of the distribution of recycled r-1 water to preserve potable water for the construction of housing in the County of Maui. Whereas, water is a scarce and valued county administrator that you may be preserved and conserved to ensure the sustainability of future generations and whereas, adding to at

the end of the housing crisis that has been severely exacerbated by the wildfires the island of Maui faces chronic potable water shortage and delay of construction of affordable housing in west and south Maui; and whereas, the capacity of the county's water system in west Maui is 4.2 million gallons per day, but the demand prior to the AUGUST 2023 wildfire was 5.6 million gallons per day; and whereas, as of MARCH 2024 post-fire water shortage water usage in the west Maui region is 3.59 million gallons per day, yet the department of water supply is responsible for providing water at pre-fire demand level of 5.6 million gallons per day and the department of water supply estimates the county's usage per person in Maui was 228 gallons per day per person; and whereas, by adding just one million gallons of potable water to the county's water system the county would be able to support the construction of housing for approximately 4,587 people in west Maui; and whereas, the department anticipates all existing water sources will be allocated for reconstruction of residences and commercial structures in the west Maui burn zone and the building of temporary housing through 2027; and whereas, the department plans on developing 3.44 million gallons per day that will take 1-4 years before any source is available; and whereas, parks, recreation and tourism, hotels and condominium properties in west and south Maui are ideal users of recycled water because large quantities of potable water are used primarily for irrigation; and whereas, the Lahaina wastewater reclamation facility, the only county wastewater treatment facility produced 4.5 million gallons per day of treated wastewater through injection wells according to pre-fire calculations and whereas, south Maui and the Kula area also lacking potable water could benefit from using recycled water there the Kihei facility for landscaping, agriculture and irrigation purposes and instead of potable water; and whereas, a portion of treated wastewater effluent from county wastewater reclamation facilities are injected through the use of injection wells and whereas, in addition to costing less than potable water the use of recycled water would reduce the need for fertilizer because of nutrient content; and whereas, the public has expressed interest in expanding the applicability of recycled water to be illustrated by the countywide policy plan, 2 promote reclamation of gray water and able to use reclaimed gray and brackish water for activities that do not require potable water to maximize efficient use of wastewater to serve non-potable needs, Kihei plan to reduce the reliance on injection wells, require the use of effluent and sludge which is safe, economically and environmentally sound for irrigation, golf courses and parks and landscaped areas and the west Maui community plan to identify and encourage potential new users of recycled water including parks, golf courses and agriculture, and to expand recycled water storage and conveyance systems on west Maui to [2345-es/]. The use of recycled water; and whereas, additional infrastructure is necessary to enable the production, and additional distribution of recycled water, to reduce the county's reliance on injection wells and achieve meaningful results in building affordable housing for county residents. Now therefore be it resolved by the council of the county of Maui that: one it urges the administration to prioritize the increased production and expansion of the distribution of recycled water to preserve potable water for the construction of housing in the county of Maui. 2. That it encourages the mayor and director of environmental management to invest in recycled water production at waste treatment facilities along with the expansion of the recycled water distribution system in west and south Maui and 3, explore -- sorry, and explore public-private partnerships to expand the network for recycled water and 3, it encourages the director of environmental management to provide to the council an annual report on progress made and investments necessary to expand recycled water production and distribution and no. 4, that certified copies be transmitted to the mayor, majoritying director, director of environmental management and director of water supply.

MR. Cook. >> thank you, chair. I have heard the testimony and basically want to give some clarification. Basically this resolution would urge the administration to prioritize the increased production and expansion of recycled water for construction of housing in Maui county and to emphasize that, for the chronic shortage of potable water has contributed to the delays in construction of affordable housing. For years we have been in a housing crisis, but now with facing a housing catastrophe. While the department of water supply plans to develop an additional 3-5 million gallons per day by using recycled water for non-potable purposes such as irrigation, agriculture, and landscape purposes, we could free up potable water, and achieve meaningful results and building affordable housing for our residents.

The public has expressed an interest in expanding recycled water application in several of our community plans, as well as the Maui island plan, countywide policy plan. Infrastructure is necessary to enable the production, and expansion, distribution, of recycled water. So this resolution also requests that the administration explore public-private partnerships to expand recycled water distribution network in west and south Maui. I heard the testimony, the concerns and the fear that this would be used for other than local residents. If the -- I'm ready to pass this on the floor today. If the body would prefer to go to committee, that is fine. This resolution to the administration is basically sending a message from the council that we are supportive when they are doing their budgetary projects, and that we are one, supportive of the infrastructure requirements, and the improvements of utilizing recycled water to free up potable water.

And 2 that we are recognizing and emphasizing the need that we cannot and should not be wasting water resource. For the public's benefit, I want to acknowledge and convey and acknowledge that the environmental management and the wastewater department has done a lot of work,

and invested a lot of money over the last 10-12 years, and our wastewater systems have been upgraded substantially. They still have nitrates, which are not great for the ocean, because of the reefs. The sooner that we utilize this water for displacing irrigation to free up potable water for husing, the better. So I feel strongly that, and I want to convey, this is basically setting the stage for our next budget for the administration to understand the importance of prioritizing continuing developing the infrastructure that we can free up potable water by utilizing the r-1 water. So having that being said, I respectfully ask the members for support of my motion and it's up to the body whether they would like to pass it on the floor today or send it back to committee. Thank you.

>> member johnson. >> chair, I saw council member paltin's hand up. >> member paltin. >> thank you, chair. I am not in support of passing this today. I think a lot of it needs to be flushed out. It's just the one-sided statement at this point, and while you know, affordable housing is mentioned, it says "housing." and not "affordable housing." for one.

Second of all, for west maui, from the supreme court ruling, we need to use that r-1 anyway. So I don't know what the urging reso involving west maui necessarily means, but west maui needs to have a seat at the table, if we're passing anything when we already know that the injection wells need to come to an end. So for the other districts in county that is one thing, but we need a much deeper discussion, and if we're going pass it on the floor today, I would call for the director of environmental management, the director of water, the managing director and the mayor to tell us practically speaking what they interpret this as? Because before-and-after the supreme court settled the injection well lawsuit, we were shown an infrastructure build-out and a plan, so how does this resolution then affect what has been years in the making? And I need to hear that from the administration, because in my discussion with josiah nishita, he thinks this is telling us to go north and on the wednesday night community meeting it was pretty clear they wanted it to go south. So this is a much bigger topic than just the feel-good, we need to use r-1 and do all of these things. Obviously, we need to do that.

My administration, my understanding is that the administration is working to that. I'm not sure on all of the other districts south maui, lana'I, and like that, but for west maui, that has been the plan, and it would feel to me as though we're making an uninformed decision, if we're not appraised of what the administration already has in the plans, and if this aligns with it? We didn't just start this yesterday. It was from like 2019 and beyond, like ten years before that. So I don't feel comfortable passing this resolution without the status update and what the administration thinks that this is telling them to do. And besides that, it's an urging resolution. So I'm not sure of the urgency, if it's to help the administration to flesh out the budget, then we need to have a discussion in committee about what it means to them, and what exactly we're saying?

Because the words are all nice and pretty; it doesn't say for construction of affordable housing. It says construction of housing. So I'm not for passing this on the floor. I think we need to have that discussion. And if the point of it is to signal our intent, we need to do more than signal. We need to get to the specifics of what it means and what they think it means and get on the same page. And I don't see the director of environmental management here.

I don't see the director of water supply here. I don't see the managing director or the mayor. I think it deserves that type of conversation. Thank you.

>> thank you. Member johnson. And then vice-chair sugimura and then member kama.

>> thank you, chair. Okay, first off, I support turning wastewater into r1 water as much as the body does and why we supported bill 52, which we wrote and passed, that was 8-0 and that was the bill that started wastewater effluent police report by the county must meet r-1 standards. That passed out of the council on JANUARY 12th with 8-0 vote. One excused. I think the idea of sending the major league, I want you send a message, because I know council member cook talked about sending a message to the admin and writing bills and putting into law is sending that message in all caps, a bold statement. With exclamation points. We sent the message and now it's going to be loud then when I looked at resolution, nowhere it mentions that it's a public trust resource, and, in fact, it says water is scarce and valued commodity.

I have issues with that statement. I would like, if we're going to discuss this, send it to committee, so we can hash that out. Because the first statement is opposite of how I feel. I don't think water is a commodity to be traded, to be sold or bought. It's a public trust resource. I have issues with reso. I support turning r-1 -- our "waste" into a resource.

That is the whole point of why we want r-1 water. But there was a bill that passed, bill 58, or 52, I think. 52. Like what council member paltin said. This would require a whole lot of discussion. So I would hope that we could send it to committee and speak on these things, what council member paltin said, what the administration will say, and go from there. Because I still have -- we got to talk about this being a public trust and not just a commodity. Thank you, chair.

>> next. Vice-chair sugimura. >> thank you. Thank you very much, member cook, for bringing this forward. As we all know; right? Especially from what member johnson said, this has been talked about in many different levels, community plan, bills, whatever. The thing I like about this reso, it's bringing it all together.

When member cook opened by talking about this, he said, if the members want to send it to committee, that he is open to it. It sounds like it would be a good idea. So that we can talk about this in broad strokes and then narrow down to the details, because I believe that we all feel the same: I appreciate that you had the foresight to bring this together and sew the pieces that we put together like a master plan



deserves an in-depth discussion with the community for west maui's portion of it. And you know, possibly for each other district, but ribsing now I'm only speaking for the district that I reside in; that is what I would like to see. We're working on a resolution for that, if it needs to be rfped out, but basically, when we talk about the infrastructure rebuild for west maui, I know we did rfp out mostly for roads, and the community plan area. But we do need to look at how it all interplays, the water, the [Wa-efrbgts/] Wastewater and the sewer as well? So we are working on a reso for that.

We're not sure if an reso for rfp or urging reso, but a deeper dive on west maui portion possibly in my committee. So just wanted to disclose that in the context of the r-1 reso. >> and some of this is a result of what you learned in sonoma? >> yes, and conversations with our own maui people, sometimes you got to go out-of-state, I guess, to get everyone in a contained space, where they have nowhere to run. [Laughter] >> okay. Very good. We have some exciting discussions to look forward to.

So do you withdraw your motion to adopt and instead move to refer to your committee? >> I do withdraw my motion to adopt and make a motion to refer to committee. >> okay, and the seconder retracted her second. And seconded to this motion to refer to committee. Any further discussion on the new motion? Pro tem kama? >> chair?

would that be to the wai committee? >> yes. >> thank you. >> I just wanted to ask the chair the wai committee if he had some sense of when he was going to bring it to his committee? Stp if h had a sense, ad if you don't, that is fine too. >> could you repeat that? >> when can you bring it up in your committee I will refer that to my staff to look at it.

As soon as possible. It's important. I think it's important for our community, as member paltin indicated there's a lot of projects in west maui and that is an area that is being many of the projects are being stalled. So that would be a priority; so it's really up to environmental management, and department of water supply. But that would be the priority. As soon as possible. >> any other questions or comments before we vote o referring this matter to committee?? >> I just wanted to make one more comment.

>> sure. >> at our last budget, when we had our budget cycle, every one of us committed to ensuring the rebuild of lahaina was a priority for us, and I just wanted to remind ourselves, because sometimes other stuff gets in the way of us. I think someone said the other day, we get in our own way sometimes. So I just want to keep that trop front and center, that is our priority, west maui's rebuild. Thank you, chair. >> thank you for your comment. Ready to vote?

All those in favor of the motions raise your han, say aye? Eight ayes, zero nos, one excused. Motion carries. Did you chair? >> yes. >> was that to refer it to wai committee? >> yes.

>> okay. >> thank you, so motion passes, one excused. Eight ayes. MS. Clerk. >> chair, moving on to section m, ordinances. We currently do not have anyone signed up to testify.

However, if there's anyone who would like to testify on bills, I see MR. Lau coming down. This is your opportunity. Aloha kakou. Hawaiian word is spelled hookino, akina awle. Thank you, akaku for spelling that out for me for the people. I'm a military baby, U.S. Military.

My papa was in the navy and I was well-fed. It pains me that I must caution you all when making deals with U.S. Military, remember queen lili'uokalani. It means to separate, distinguish, to set aside, or to establish as aseparate entity. And and thank you, MR. Hopper, working for the county of maui and likes like in this case, the U.S. Military is helping us. >> next testifier. >> I believe MR.

Salem, this is your opportunity to testify. Last four digits 6050. Currently he is the last testifier. >> MR. Salem, is this a new item you are testifying on? >> no, I apologize, chair. I wanted to testify on the items that were related to my case and I will wait for those to come up. >> we closed public testimony.

>> you already testified on them, then you have one turn at it. So if you wanted to testify on a different all right, item, you could do that? >> MR. Salem's matters were under -- the resolution testimony for your items has already been closed. We're currently on ordinances. >> you are station wgon that the item that were on the agenda, it was my understanding that you could testify at the beginning of the meeting and three minutes on each item and I didn't testify on either item coming up today. Are you saying that is closed?

>> yes, the vote has been taken, those matters are done for today. >> okay. Obviously, that was a misunderstanding on my part. So those were collectively voted upon, not individually? >> each item was taken up separately, MR. Salem and we're now on ordinances. >> so during that period, I was hitting the star 5, and raising my hand at least three times, we had the same problem the last time this item came up.

I certainly -- I don't understand why my star 5 was not answered. >> star 5. >> sorry, MR. Salem, those matters are done. >> well, I believe that in both of these instances that I have been prejudiced to be able to speak to items because it was not being made clear that those were collectively as all being voted upon. But that is fine. That is the coice of you as the clerk to deny me my right to speak to my own resolutions. I think it would be fair in this situation to allow me to do so.

>> just for the record, chair, MR. Salem's hand was not raised during that. I have confirmed with my staff. >> MR. Salem, I'm sorry that you missed your opportunity to speak, but the thing is we already voted on that matter. So that is completed:the business of that is completed. We're onto ordinances nw.

I'm really sorry that some how, I don't know if you were following us all along, but for every section, we call for testimony. Every single section. No matter what -- whether it's your items, or other people's items, we just call for every single section. Now we have to proceed, MS. Clerk. >> chair, there's no one else currently signed up to

testify on ordinances. So this is last call.

If you would like to testify on ordinances, you can raise your hand in teams or make your way to the podium. This is last call. Countdown is 3, 2, 1. Chair, there's no one indicating a desire to testify. >> mechanics, any objections to closing public testimony and accepting written testimony on the bills in section m? So ordered. MS. Clerk. >> chair for referral to the water and infrastructure committee is bill 135 (2024) A bill for an ordinance authorizing the mayor of the county of maui to enter into an intergovernmental agreement with the u.s. army corps of engineers for technical services.

>> members any objections to referring this matter to the water committee. So ordered. >> chair for referral to the agriculture, diversification, environment, and public transportation committee is bill 136 (2024) A bill for an ordinance amending title 20 maui county code establishing a climate action and resiliency plan for the county of maui. >> members any objections to referring this bill to the agriculture committee? >> chair? >> yes, member johnson. >> I would like to move to refer this to the essex committee.

>> no objection. >> so ordered. Move to essex. >> it's okay. Thanks of the MS. [Kh-erbg/] >> chair for referral to the budget committee are the following bill 137 [240 -eu6789/] A bill for an ordinance amending the fy'2025 budget for customer estimated revenues in the department of water supply, water operations program, fitting and valve repolice placements and bill 138 (2024) A bill for an ordinance amending the fiscal year 2025 budget for the county of maui estimate revenues and office of the mayor, economic and victim program grants and disbursements for culture, arts, and tourism. No objection, so order.

>> 139 (2024) A bill for an ordinance amending the fiscal year 2025 budget for the county of maui estimated revenues and department of 'oiwi resources 'oiwi resources program salaries. >> member rawlins-fernandez. >> I move to. >> second somebody, moved by member rawlins-fernandez seconded by member uu-hodgins to waive the rules of the council 7. Discussion, member rawlins-fernandez? >> mahalo, chair, passage of this bill is time-sensitive, because the budget amendment is required to allow the department of 'oiwi resources to begin additional recruiting for additional staff for the newly established department. >> any more discussion? If not, all those in favor of the motion, raise your hand, say aye.

Seven ayes, two excused. Motion carries. Excused are member sinenci and member johnson. Member rawlins-fernandez. >> mahalo, chair, I move to pass bill 139 (2024) On first reading. >> moved by member rawlins-fernandez, seconded by pro tem kama to pass bill 139 (2024) On first reading. Discussion, member rawlins-fernandez.

>> mahalo, chair. The purpose of the proposed bill is to amend the fy'25 budget to increase carry over savings in the general fund and total estimated revenues by had \$67,0567 and to increase department 'oiwi resources 'oiwi resources program category salaries in \$65,056. The department of 'oiwi resources was allocated equivalent personnel for fy'25, but on five positions were funded and five of the seven -- four. Four of the -- yes, five of the seven positions are filled, and are in the process of filling the next position. These additional funds are being requested to allow the department to proceed with recruiting for the position of gis analyst and grant coordinator. Funding is being requested for six months. Mahalo, chair. >> thank you.

We also have budget chair, budget director leslie milner in the audience if you have questions. If not, are you ready to vote in all in favor of the motion raise your hand, say aye. ? Eight ayes, zero nos, one excused. MR. Sinenci. Motion carries. MS. Clerk. Next. >> thank you, MADAM Chair, moving to the ordinances for second and final reading, before you is bill 27 cd 2 (2024) A bill for an ordinance to change zoning from agricultural and interim [Stkr-eublg/] S to m-1 light industrial and m-2 heavy industrial districts conditional zoning for properties situated at [Kwhra-eupb/] City lana'I, hawai'I portions of tax map key 2-4-9-002:061 miki 200 industrial park. >> pro tem kama. >> thank you, chair. I move to adopt bill 27 cd 2 (2024) On second and final reading. >> second.

>> moved by pro tem kama, seconded by vice-chair sugimura to pass bill 27 cd 2 [1240 -eu789/] On second and final reading. Discussion? Pro tem kama? >> o discussion, chair. Thank you. >> any other discussion? Or any discussion? >> All those in favor of the motion, raise your hand, say aye? Member keani rawlins-fernandez I vote no. >> roll call. >> pro tem kama? >> yes. >> vice-chair sugimura? >> yes.

>> council member paltin? >> aye. >> council member johnson? >> aye. >> council member rawlins-fernandez? >> no. >> council member cook? >> aye. >> council member uu-hodgins? >> aye. >> council member sinenci? >> excused. >> council chair lee? >> aye.

>> chair, there are seven ayes, one no, one excused, motion passes. >> next item. >> chair, before you is bill 118 cd 1, fd 1 [Stho -eufplt/] A bill for an ordinance amending the fiscal year 25 budget for county of maui estimated revenues and department of water supply water operations program. >> vice-chair sugimura. >> thank you. If there's objections to request the clerk to call up bill 13 [1240 -eu789/]. >> any objections, members? So order, MS. Clerk [Stkphra -plts/] Thank you, chair before is bill 132 (2024) A bill for an ordinance amending the fiscal year 2025 budget for the county of maui appendix a-part 1, department of public works, united states department of agriculture, natural resources conservation service. >> vice-chair sugimura. >> I move to pass bill 118 cd 1, fd 1 (2024) And bill 132 (2024) On second and final reading. >> second. >> moved by vice-chair sugimura and seconded by pro tem kama to pass bills 18 cd 1, fd 1 (2024) And bill 132 (2024) On second and final reading. Discussion, vice-chair sugimura. >> there's no discussion.

>> any discussion by anybody else? If not, all those in favor of the

motion raise your hand, say aye. >> aye. >> I see eight ayes, one excused. member sinenci. Motion carries.

MS.\r\n\r\nClerk. >> thank you, MADAM Chair, before you is bill 133 fd 1 (2024) A bill for an ordinance authorizing the mayor of the county of maui to enter into an ia intergovernmental agreement with the U.S. Geological survey pacific islands water science center department of the interior cooperative water-resource monitoring program. >> member cook. >> I move to pass bill 133 fd 1 (2024) On second and final reading. >> second. >> moved by member cook, seconded by vice-chair sugimura to pass 133 fd 1 [#1240 -eu789/] On second and time reading. >> ing that you, they're, it will allow the department of water to continue to participate in the U.S. Geological survey cooperative water resource monitoring program the at last meeting we amend exhibit 1 to ensure compliance with charter section 19-18, and county code chapter 2.20. I respectfully ask for the members' support of my motion.\r\n\r\n>> any more discussion? All those in favor of the motion, raise your hand, say aye? >> aye. >> eight ayes, zero nos, one excused. Member sinenci. Motion carries. And that bings us to the end of the calendar.\r\n\r\nMembers, I wish it could be longer, so we could spend more time together. [Laughter]I was just kidding. >> chair, I have an announcement. >> yes, member johnson. >> chair, I just wanted to announce to the public, as well as to the council that right now as we speak, the nurses at maui memorial are in negotiations with their contract, the contract ends SEPTEMBER 30th. And they are fighting for nurse to patient ratios, right now the nurses have way too many patients to do their jobs receive safe and effectively and I support our nurses and anything to give good safe care to our community, we got their back, thank you, chair. >> thank you.\r\n\r\nAnyone else? If not, have a wonderful and safe week. We all have a very busy week next week. So rest up. And take care. This meeting is adjourned