

MINUTES

of the

COUNCIL OF THE COUNTY OF MAUI

January 10, 2020

THE REGULAR MEETING OF THE COUNCIL OF THE COUNTY OF MAUI, STATE OF HAWAII, WAS HELD IN THE COUNCIL CHAMBER, KALANA O MAUI BUILDING, WAILUKU, HAWAII, ON FRIDAY, JANUARY 10, 2020, BEGINNING AT 9:00 A.M., WITH CHAIR ALICE L. LEE PRESIDING.

COUNCIL CHAIR ALICE L. LEE: Will the Maui County Council regular Council meeting of January 10, 2020, please come to order.

Madam Chair *[sic]*, can we have roll call?

ROLL CALL

PRESENT: COUNCILMEMBERS G. RIKI HOKAMA, NATALIE A. KAMA, KELLY T. KING, MICHAEL J. MOLINA, TAMARA A.M. PALTIN, SHANE M. SINENCI, YUKI LEI K. SUGIMURA, VICE-CHAIR KEANI N.W. RAWLINS-FERNANDEZ AND CHAIR ALICE L. LEE.

CHAIR LEE: So, just for your information, those in the audience, our Council tries to be inclusive of everyone and all the races that represent Hawaii and Maui, so we try to think of new, new ways to greet each other in the morning.

So, at this time, I want to announce that everyone's present; so, all nine of us. And we do have a quorum to conduct business.

Opening remarks will be presented by Councilmember Yuki Lei Sugimura.

OPENING REMARKS

The opening remarks were offered by Councilmember Yuki Lei Sugimura.

CHAIR LEE: Thank you. That was very beautiful.

I'd like to ask everyone to please stand for the Pledge of Allegiance to the flag.

PLEDGE OF ALLEGIANCE

The Members of the Council, and others in attendance, rose and recited the Pledge of Allegiance.

CHAIR LEE: Madam Clerk.

DEPUTY COUNTY CLERK: Madam Chair, we have received no requests from individuals that wish to offer testimony on ceremonial resolutions. Shall we close testimony on the ceremonial resolutions?

COUNCILMEMBER SUGIMURA: Yes, please.

CHAIR LEE: Any objections.

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Yes. Okay. Before we proceed with today's agenda, may I also ask that everyone silence their cellphones or other noisemaking devices. Decorum in this chamber shall be maintained at all times. We may make an exception for you today. We may get a little loud just for today. Okay.

Okay, Madam, I mean, Madam Clerk.

DEPUTY COUNTY CLERK: Madam Chair, proceeding with ceremonial resolutions.

CEREMONIAL RESOLUTIONS

RESOLUTION
NO. 20-1

CONGRATULATING THE LAHAINALUNA HIGH
SCHOOL VARSITY FOOTBALL TEAM FOR
WINNING THEIR FOURTH CONSECUTIVE
DIVISION II STATE FOOTBALL CHAMPIONSHIP

CHAIR LEE: Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair.

I MOVE TO ADOPT THE CEREMONIAL RESOLUTION ENTITLED "CONGRATULATING THE LAHAINALUNA HIGH SCHOOL VARSITY FOOTBALL TEAM FOR WINNING THEIR FOURTH CONSECUTIVE DIVISION II STATE FOOTBALL CHAMPIONSHIP".

COUNCILMEMBER SINENCI:

SECOND.

CHAIR LEE: It's been moved by Member Paltin, seconded by Mr. Sinenci, to adopt the resolution.

Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair.

(The resolution was read in its entirety.)

COUNCILMEMBER PALTIN: Chair, um, Lahainaluna High School, the oldest school west of the Rockies is a revered and storied institution that is rich in history and tradition. It has a reputation for shaping and educating not only intelligent individuals, but people of character, humility, and strength, who strive to serve and bring pride to their community. This team has lived up to this reputation. They have made the most of the opportunities and resources available to them, and they have seen the fruit of their labor. We as a community are proud of them not only for the numerous records they have set, or their performance in State championship games over the last four years and beyond, but also for their work ethic, discipline, and positive attitudes. This is certainly a special team. Imua Lunas.

At this time, I'd like to invite the other Councilmembers if they'd like to make any comments or congratulations.

CHAIR LEE: Members. Mr. Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair, and mahalo, Member Paltin. As a proud alumni of Lahainaluna High School, I'd like to congratulate Lahainaluna Lunas football

team for winning the State of Hawaii Division II Championship. Your success is a testament to your hard work, and as scholar athletes for making those weekly grade checks and, so that you can practice and play the games.

To your parents, a congratulations for supporting afterschool athletics. For the coaches, for your volunteerism and teaching team values, driving all the way to Lahaina and being good role model for the students. And for the Lahaina community, despite the everyday challenges of traffic, visitors outside influences, you've rallied around this school football team. So, mahalo for that.

For those students who are graduating, moving onto college both secondary or the workforce, may you continue to, to uphold the legacy that is Lahainaluna. Like you said, the oldest school west of the Rockies, Hawaiian home of Hawaiian scholar David Malo. And so, may you hold that torch of knowledge high.

(Spoke in Hawaiian.)

CHAIR LEE: Thank you very much. Any other comments?

Mr. Hokama.

COUNCILMEMBER HOKAMA: Thank you, Chair. So, to my colleague, my mahalos for bringing this resolution forward. Like ancient days, Madam Chairman, Lanai has had long, close, and tight relationships with West Maui, whether it goes to our legends of Kaulula`au, Lahaina and Lanai is, has been bound together for, again, like I said, for many, many generations. If you look at our Lanai families, those same names are in Lahaina.

And so, for us, I come from the other LHS school in the County; Lanai High School. But I can say that we've sent many of our own keiki who boarded and went onto Lahainaluna grad, graduate, to be Lahainaluna graduates that participated, or great scholars, as well as MIL champions for Lahainaluna coming from Lanai, as well as Molokai. Cause we played some of Lunas best that were Molokaians, like the Bicoy's, and, and others, the Bishaw's, and Duvauchelle's, Dudoit's. I mean, you say the names, families know names. And that's one of the great things about Lahainaluna; tradition. As they brought up, David Malo and his great foresight in understanding the cause of the Native Hawaiian people.

So, I take great pleasure this morning in sharing my congratulations of Lanai to the Lahainaluna football team, and your families, your coaches, your friends. And all I can say is that you had a moment of glory in your life that will never ever go away. That glory you achieved for yourself, for your school, your community will last forever. And

you should take great pride in your role that you participated in bringing Lahaina back again to the top. Two years is tough; three-petes, unheard of; four-petes, they call that dynasties, guys, dynasties. So, thank you, Chair, for my opportunity to give my congratulations.

CHAIR LEE: Thank you.

Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you, Chair. What a glorious day. And I too want to share in the congratulations to the team. And when Ms. Paltin read the resolution, the amazing thing for me about reading this and hearing is how big the support staff is, right? It looked like just as many coaches, and, and people who have dedicated their lives to moving this team forward. And I, I want to particularly say that Dean Rickard, who's one of the coaches, he's also one of our chiefs for our Police Department.

CHAIR LEE: Yea. Deputy.

COUNCILMEMBER SUGIMURA: Deputy Police Chief for our Police Department. And he gives and loves the people so much that he finds the time to give to the kids. And I know he's pretty strict, cause I've heard him going to the Lahainaluna golf tournament fundraiser as he has his boys driving around the course and refilling water. And he's like, "hey, you guys", you know. And he's pretty strict with them even at a time when I think it would be more fun. But I can imagine how he is on the field.

But I want to commend all of them and say we are so proud, because as you took your glory, Maui County also shared in that. So, thank you very much and congratulations.

CHAIR LEE: Any other comments?

Ms. King.

COUNCILMEMBER KING: Thank you, Chair. Coming from the only district that doesn't have a high school--

CHAIR LEE: Yet.

COUNCILMEMBER KING: --I want to express my congratulations and my pride as well. And let you know that most of you were not born when I served on the State Board of Education back in the 90's, but you, Lahainaluna was always a source of great pride to myself representing the District of Maui, and now, you bring this honor of this continued success to the County. I'm really happy that we're honoring them today.

And I also want to say how impressed I am with the reading of all the names by Councilmember Paltin. She did an excellent job taking that on. A lot of times we, we, we push this onto the Clerk's Office. But I just, that really touched me, because there was so many recognizable names and I know that we know a lot of the parents and grandparents of these students.

So, congratulations to all the staff and the coaches, especially for teaching the lesson of what it takes to be on a team. And I know that goes beyond just the talent of the sport, so thank you for carrying that message forward too. And I just want to congratulate all the students and wish them the best for their future.

CHAIR LEE: Thank you. Are there any further comments? If, who?

Oh, I'm sorry, I didn't see. Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. You know, another chicken-skin moment here in the Council chambers when our, our young kids do so well statewide. And congratulations to, to them, as well as Coaches Rickard and Watson, and many of the assistant coaches, and of course the families.

You know, as Mr. Hokama said, this is a dynasty already. But you know, one of the things I appreciated in the whereas, it said, "WHEREAS, Lahainaluna High School's football program has established a community of players who exhibit grit, self-sacrifice, exemplary character, and humility on and off the field". So, that, that tells you something about them and their coaches, and how tightknit the westside is. And you know, students, you continue that path you're going to do great in whatever you undertake later on in your adult life.

And you know, on a personal note, you know, my late mother was a graduate of Lahainaluna, Class of 1944. And then before I got into politics, I was a teacher out at Lahaina Intermediate back in the 1980's. And as I was looking through the assistant coaches, some of them were students there and I think some weren't even born when I was teaching there, so it was really awesome to see this. So, man, you know, guys just keep up the great work and continue to make us proud. So, Imua. Thank you, Madam Chair.

CHAIR LEE: Thank you.

COUNCILMEMBER KAMA: Chair.

CHAIR LEE: Yes, Ms. Kama.

COUNCILMEMBER KAMA: Thank you. I just wanted to be able to express my sole, my pride to the coaches and the parents and the students, because what you've shown actually is that as a team, that you all can function. And as long as you are a team member and a team player, no matter what you do in your life, whether it's here in Hawaii, in Maui, or someplace else where you decide to live, that you will always be successful because of the attitude of teamwork.

All of us on this Council can't do anything by ourselves, so we have to exhibit that same teamwork that you have exhibited four years in a row. All of us are only here for, we've been here only one year and we're going into our second, but you are a great example of what teamwork is and all about for us to be able to exhibit that here. So, I'm so grateful and so proud of all of you.

Thank you to the parents, to your community, even to your Councilmember being on this Council. I thank all of you for supporting her. I thank her for how much she loves all of you up in the West Maui side. And that as long as you all hold tight, keep together, you'll continue to be "Lahaina Strong". So, thank you, Chair.

CHAIR LEE: Very good.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I wanted to, also really quickly, extend my congratulations to the team, to the coaches, to the families. Incredible job. I think my colleagues have covered pretty much everything. But you know, it, it also shows that you know how to set goals and how to achieve them. And I hope you take everything that you've learned in this experience and throughout life, and you'll go far.

Member Hokama mentioned Lanai and Molokai boarders. And my dad was a proud football player for the Lunas and so, I'm sure if he was here today, he would be really proud as I am. So, mahalo. Mahalo, Member Paltin, for bringing this reso forward. And congratulations again. Mahalo, Chair.

CHAIR LEE: Thank you. Such beautiful words from our Members. I, I can't add to that very much other than to say, besides congratulations, you know, did you notice that we're wearing your colors today for you, yea? We don't always wear red and white. But you know, we honor you.

And the second thing I wanted to mention is that every year there's a major fundraiser for the football team and that is a golf tournament, which I normally play in and that's usually in May. So, all you Councilmembers who don't golf, you have three months to

learn and get your teams out and help support the Lahainaluna and all the people that are involved in the program, which is not only the team but, your, your coaches, and your parents, and, and schoolmates, and everybody else.

It's, it's one big event as mentioned by Member Sugimura. I'm hoping she will golf this year. Normally, she drives around giving out goodies but, you know, we got to get in there and show them that, you know, we really support the school. So, thank you again and shall we vote now?

All those in favor of the motion, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, LEE,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR
LEE.

CHAIR LEE: Opposed, nay?

NOES: NONE.

CHAIR LEE: Motion carries. Very good.

Madam Clerk.

DEPUTY COUNTY CLERK: Member Paltin.

CHAIR LEE: Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. At this time, I would like to invite the Lahainaluna Varsity Football Team down to the floor for pictures and to present them with lei.

CHAIR LEE: Can we have the team and Dean, the coaches?

COACH DEAN RICKARD: Oh, it's my turn? Okay. Good morning, Council Chair Lee, Vice-Chair Rawlins-Fernandez, Councilmembers, and our warmest aloha and mahalo to Councilmember Paltin for all you do for our West Maui community and for having us here today. On behalf of the 2019 Lahainaluna football team, coaching staff, the parents, and our school, we are truly humbled and grateful to the Maui County Council for taking the time out of your busy day to recognize the accomplishment of these young student athletes here today.

For many of these athletes, especially for our nine seniors that are here today, their journey, or their football journey began six years ago as young athletes on the Big Boys Lahaina Intermediate football team. This was their introduction into the traditions, values, philosophies, expectations, of being a part of the Lahainaluna football program. Even back then, and they can all attest to this, we repeatedly stressed and ingrained in them the importance and values of having a relentless work ethic, leadership skills, respect, humility, a positive mindset, commitment, dedication, and discipline just to name a few. But as they would eventually come to realize, these words were not only applied, these words not only applied to the x's and o's of the game itself, more important to us as coaches was how these young men and women would apply these values in their everyday life off the field representing themselves, their family, their team, their school, and especially their community.

We are very proud of the 2019 team, especially our seniors. It was about the same time last year that as juniors, they made the same commitment to get back to the State Championship once again; the same commitment made by three previous State Championship teams before them. So, with traditional Lahainaluna mentality; they went right back to work doing what needed to be done; the six a.m. morning strength and conditioning workouts, endless hours of speed and quickness drills, attending clinics, camps to improve their athletic skills, but most important for us as coaches was taking care of their academic responsibilities to ensure they were on track to graduate. The combination of all of their hard work and effort in the offseason and this past year resulted with Lahainaluna's fourth straight Hawaii High School Athletic Association Division II State Football Championship.

So, as we say goodbye and best wishes to our seniors, we'll once again call upon our juniors to carry the torch this year and to continue to serve as an example to the younger players that you can accomplish anything as long as you are willing to put in the time, effort, and commitment. That by doing so you will definitely have the opportunity to be successful in achieving whatever goals you set for yourselves, not only in the sport, but in the game of life.

So, in closing, once again, on behalf of the 2019 Lahainaluna Football Team, mahalo to the Maui County Council. And we'd also like to especially thank the parents and our westside community for their unconditional support, not only throughout this past season, but over the last several years as well. We are proud to represent not only westside pride, but all of Maui County and the Maui interscholastic foot, I mean, Maui Interscholastic League as the 2019 Hawaii High School Athletic Association DII State Football Champions. Again, mahalo, stay safe, Happy New Year, and Imua Lahainaluna. Thank you.

So, you know how it is, sometimes when you have young kids, you know, you try to instill confidence in them. And we, we have four, well we have five captains this year. One of them is here today. Joshua Tihada, and I'm sure most of you have heard of his accolades on the field. He and Tuipolotu Lai, who is also another captain are on Oahu attending an all-star game this weekend on Saturday, so they won't, they are not here. But on behalf of the football team, and the students, and the players, we have Captain Kai Bookland. He was a standout wide receiver and all-star among others on the team and the only one brave enough to come up here and face you folks and give a little speech, so.

MR. KAI BOOKLAND: Thanks, Coach. I want to thank you guys for allowing us to come here today and experience this. It's a great opportunity for us to see all this and all the support we really gained from, not only Lahaina but from everywhere else. It's a great opportunity for our younger classmen to be here and be able to see what they need to do to continue to come back next year hopefully and go for the fifth one.

I've been a part of Lahainaluna for six years now; part of the football program from intermediate school up until my senior year now. And the lessons that they teach us each and every day at practice are going to help me in every step of my life, from going to college and being successful in my job and my community later on, and being a good husband and father later on in my life. Everything that our coaches instilled in us is what's preparing us for that moment. It's not just about right now and football right now, it's about the future and being good people in our society.

They also want us to work hard in the classroom. Because it's more, football, a lot of people think it's just a physical sport, you don't have to be that smart to play. But football is a, it's a really mental game. And they really wanted to instill that in us and make sure we're doing good in the classroom and doing good on the field mentally, so we can be successful later on in life. And that's something that our coaches do really well of, is instilling all those life lessons in us and I can't thank them enough for that, because I'm set up now in my life to be successful no matter what I do and no matter what any of my teammates do. We're all set up for success later on and I thank, and I can't thank them enough.

And I can't thank my teammates enough for being around me every day and making me better. And hopefully I help make you guys better too at the same time, just helping me become a leader, become a better person each and every day. Hopefully you guys can learn from me, my mistakes, what I did wrong, and be better than I was. I thank you guys for everything you guys did for me. You guys are my brothers. I'm an only child at home, so these guys all my brothers. Each and every day being able to come to them and see them, they're my brothers and sisters; two sisters.

Yea, so I thank you guys for having us today. To you, underclassmen, again, it's on you now. We helped lay the foundation and we helped continue to build upon it. It's on you guys to continue to finish it and keep building upon that. So, thank you guys for everything. Mahalo.

COACH RICKARD: Okay. Last chance. Anybody else want to come up here? Okay, at this time, with Council approval, we can have the team come down and do the traditional singing the alma mater before we head them back to school. So, would that be okay, Council Chair?

CHAIR LEE: Can we all stand please? Everybody, Councilmembers, please stand.

COACH RICKARD: I know we only have 18 of them here, so they're going to do their best to sound like all 49 are still here, so, hopefully. They're pretty nervous, but I think they'll do okay.

(Lahainaluna High School Football Team sang their alma mater.)

CHAIR LEE: That was so beautiful. Thank you, team. Thank you, coaches. Thank you, everybody for coming. And thank you, Member Paltin, for making this happen.

COUNCILMEMBER PALTIN: Thank you, Chair, for allowing me to.

CHAIR LEE: Madam Clerk.

DEPUTY COUNTY CLERK: Madam Chair, for the record, RESOLUTION 20-1.

Proceeding with the presentation of testimony on agenda items. We have established limited interactive communication that enables individuals from Hana, Lanai, and Molokai, to provide testimony from our District Offices.

Individuals who wish to offer testimony from these offices, should sign up with District Office staff. Individuals who wish to offer testimony in the chamber, please sign up at the desk located in the eighth-floor lobby. Testimony at all locations is limited to the items listed on today's agenda.

Testifiers will be allowed to speak for up to three minutes on each item. When testifying, please state your name and the name of any organization you represent. Please also identify to the Council if you are a paid lobbyist.

Madam Chair, we have ten individuals who have signed up to testify in the Council chamber and five individuals who have signed up to testify in the Molokai District Office.

The first person to sign up to testify in the chamber is Karla Peters, testifying on CC 20-18. To be followed by David Thyne.

CHAIR LEE: Thank you. Ms. Peters, I think you're familiar with our procedures on testimony? Yea, you have 30 seconds to testify.

PRESENTATION OF WRITTEN OR ORAL TESTIMONY

MS. KARLA PETERS, DIRECTOR OF PARKS AND RECREATION (testifying on County Communication No. 20-18):

Okay. Good morning. Good morning. Aloha, Chair and Councilmembers. Thank you. That's a hard act to follow, but congratulations, again, to the Lahainaluna Football Team. We're so proud of them.

I'm Karla Peters, testifying as the Parks Director on County Communications 20-18. Funding was appropriated in Fiscal Years '19 and '20 for the Lanai Community Field House project. Bids opened on November 5, 2019, with a low bid of \$1,123,700. The combined appropriation for Fiscal Year '19 and '20 is insufficient to encumber the total contract and therefore additional funds in the amount of \$533,700 are needed.

We're requesting a budget amendment to re-appropriate the Fiscal Year '19 funds allocated for the project, as well as the Fiscal Year '19 funds remaining from the Lanai Parks Maintenance building and the Lanai Community Center commercial kitchen projects in which bids came in less than the appropriated funds. Our Department would like to move forward with this project as the low bid contractor is holding their bid price for us.

Should you consider to take this up on, this item up on the floor today, I'll be available to answer any questions. Mahalo.

CHAIR LEE: Members, are there any questions? If not, thank you, Ms. Peters.

Madam Clerk.

DEPUTY COUNTY CLERK: The next person signed up to testify in the chamber is David Thyne, testifying on County Communication 20-22. To be followed by Theo Morrison.

MR. DAVID THYNE, FIRE CHIEF (testifying on County Communication No. 20-22):

Good morning, Chair Lee--

CHAIR LEE: Good morning.

FIRE CHIEF: --and Vice-Chair Rawlins-Fernandez and fellow Councilmembers. Happy New Year. I'm about to break one of my New Year's resolutions which was I will come before you to talk about good things and not ask for money, so I apologize for that. But unlike Director Peters, I did wear Lahainaluna colors. I have the black, the white, and the red, so just to go on record. I spent many years in Lahaina. Worked at Lahaina station for 15 years. I was raised in Lahaina although I did not attend Lahainaluna, my, many generations of my family did. So, I'm very proud of them, as well, and the community for their successes.

So, I am here to request your approval of a budget amendment for our operations budget, B Account expenses, related to our heavy equipment and helicopter funding. In light of the brush fires since July 1 of this year, we incurred additional expenses related to those two particular items; the heavy equipments, bulldozers, water tankers, things of that nature, as well as to our helicopter budget. This body, as well as the Mayor's Office was very giving prior to this, or excuse me, for the funding for this year, prior to the budget starting and approving additional funding.

I don't think any of us knew what the season was going to bring. We've had roughly almost three times the amount of brush fires and probably about six times the amount of acreage burned. One of the busiest seasons we've had. Fortunately, no homes were lost. So, you know, I come before you today just requesting that additional funding. I believe the Budget Director has, in your packet, allocated where the funding is coming from and certified those revenues.

So, we'll be in the gallery if there's any questions. I'll basically stand here if you have any questions. But I will be available if this item comes up later in the agenda. I'll be in the gallery to answer any further questions.

CHAIR LEE: Thank you. Are there any questions?

Member King.

COUNCILMEMBER KING: Just real quick. Are you testifying on item number, is that 20-22, communication?

FIRE CHIEF: Yes. Correct.

COUNCILMEMBER KING: Okay. Thank you.

CHAIR LEE: Any other questions?

Ms. Paltin.

COUNCILMEMBER PALTIN: I just had a question, you know, we had a presentation from MECO in Councilmember Sinenci's Committee that in 2019, there was no brush abatement program. And I was wondering, you know, maybe the Maalaea fire, do you think that that could have been a cause of that one?

FIRE CHIEF: You know, that's a, Member Paltin, thank you. It's a tough, it's a really tough determination on a, especially as the fires get bigger, first determining that, the point of origin and then of course ruling out if, in the case of an electrical utility, if the pole burned because, so short of an eye witness, i.e. somebody stand there going, "hey, I saw the line break, or the pole fall and then there was a spark and then the fire started", short of that, is the determine, it's hard to make a determination if the fire started and burned the pole, or the pole, the wire came down, caused the fire that burned the pole. You understand what I'm saying? So, it's really hard in lieu of having an eyewitness to basically for sure say that that was the cause.

And so, that's not fair to the utilities, it's not fair to anybody. The goal would be, hopefully, is what we're trying to work with Maui Electric, well, now Hawaiian Electric I believe is what they're called, on doing preventative measures, creating fuel breaks underneath as many electric systems as they can, especially some of the ones in the areas that are very prone to wildfire threat. So, that would be the goal, is to work with them on fuels mitigation in those areas. So, if there was a failure, then it would be less of a chance it would cause a, spark a large fire.

COUNCILMEMBER PALTIN: Thank you. Thank you for your diligence and your hard work, especially in the Mahinahina area. It came very, very close to the homes and across the, the island. Thank you.

FIRE CHIEF: Well, I appreciate that Member Paltin, but I'm not the guy. The firefighters are the ones and the other public safety personnel that respond. We do all we can, much like you do to provide for them with the training and equipment and funding. So, the firefighters and, and those folks are the ones that deserve the credit. But thank you; appreciate it.

CHAIR LEE: Any other questions?

Member Sugimura.

COUNCILMEMBER SUGIMURA: Thank you. So, Chief, I appreciate all the hard work that you and your team has done, and we all have seen the firefighting, firefighters' skill and talent as we've, thousands of acres have gone up in flames this year. So, are, is there an urgency to get this done today for your operations of your, of your department?

FIRE CHIEF: Well, I don't, it's appropriate. I would just say that our helicopter budget is down to \$7,000.

COUNCILMEMBER SUGIMURA: Oh, okay.

FIRE CHIEF: So, that's very limiting. You know, probably, well, I don't want to bachi, so I won't say we're not going to go on more fires because it's rainy season, but of course, we use that for rescues as well and searches and whatnot so.

COUNCILMEMBER SUGIMURA: Okay. So, there--

FIRE CHIEF: That's, it's very important right now for sure.

COUNCILMEMBER SUGIMURA: There's an importance. Okay. Thank you.

CHAIR LEE: Anymore questions? If not, thank you, Chief.

Madam Clerk, can we check with the District Offices?

DEPUTY COUNTY CLERK: Yes, Madam Chair. Molokai Office, please identify yourself and introduce your first testifier.

I apologize, Madam Chair. It sounds like we're having some connection issues. We can continue with the testifiers in the chamber and fix that.

CHAIR LEE: Proceed, please.

DEPUTY COUNTY CLERK: The next person signed up to testify is Theo Morrison, testifying on County Communication 20-21. To be followed by Patricia Hunt.

CHAIR LEE: Okay, before our testifier comes to the microphone, I just want to remind the testifiers that you have three minutes on an, per item. And we ask that you stay with the, the item that you identify on the agenda, yea, so try not to stray away from the

agenda. Thank you. That wasn't meant for you, Theo. It was meant for everybody else.

MS. THEO MORRISON, LAHAINA RESTORATION FOUNDATION (testifying on County Communication No. 20-21):

Thank you. Good morning. My name is Theo Morrison. I'm the Executive Director of Lahaina Restoration Foundation and I'm here testifying in support of item 20-21. This is an amendment to the existing historic district groundskeeping grant that Lahaina Restoration Foundation has had since 1920, no sorry, 1990. All those old years, is history.

In 1962, the County of Maui created the Lahaina Historic Districts. And by doing so, they made a promise to the community and to our visitors that they would protect and preserve these very important areas. With the, the historic district groundskeeping grant, Lahaina Restoration has been able to do that. However, we are now facing unprecedented problems; the same problem that the entire country and the entire state is facing in public areas. And this is unacceptable behavior by certain individuals within public spaces.

This is not a problem that Lahaina Restoration Foundation can manage. And the point of item 20-21 would be to contract with an organization that has a, like a, it's called a clean and safe type program, to work with us to intervene in these issues, bringing human compassion and yet strategies for keeping the historic districts the way they should be, as well as working with these people to curb their behavior.

And that, so that, there is a program right now in Wailuku that's very successful. And the program in, in Lahaina would be modeled after that. The request is for 150,000, which is simply a, would be a startup pilot program. And we would come back later to, for the full program for next year's fiscal budget. So, we, we do request that this, this is urgent. We battle with this every single day. It undermines the work that Lahaina Restoration Foundation does, and we urge your support. Thank you.

CHAIR LEE: Thank you. Are there any questions?

Yes, Ms. Kama.

COUNCILMEMBER KAMA: Thank you. Thank you for being here this morning. Has the Lahaina Restoration Foundation identified a consultant?

MS. MORRISON: To mean, like someone to do the program?

COUNCILMEMBER KAMA: Or to help you folks facilitate that if that's what you're looking for or whatever, a contractor.

MS. MORRISON: Well, I personally have worked very extensively with Lawrence Kauha`aha`a, who does the Wailuku program. He was a police officer in Lahaina for 25 years and I ran Lahaina, Lahaina Town Action Committee for 15 years. And I, I've seen the success of his program, so if it was up to me, I would choose that.

COUNCILMEMBER KAMA: Thank you. Thank you, Chair.

CHAIR LEE: Any other questions? If not, thank you, Ms. Morrison.

MS. MORRISON: Okay. Thank you.

CHAIR LEE: Can we, did you check with Molokai again?

DEPUTY COUNTY CLERK: Yes, we're still connecting with the Molokai Office. But the next person signed up to testify in the chamber is Patricia Hunt. To be followed by Jacob Verkerke.

CHAIR LEE: Alright.

MS. PATRICIA HUNT (testifying on County Communication Nos. 20-1, 20-4, and 20-5):

Good morning, Happy New Year, and congratulations on your football winnings that you guys should be proud. And it sounds like we got some really good young men and women, which is awesome. And thank you Vice-Chair Lee *[sic]* and County Council. Thank you for meeting with me yesterday. I greatly appreciate your time. I know how busy you are.

I'm here to speak on specifics with the 20-1, Prosecuting Attorney's funds for \$85,000 for training, computers, equipment, and software, and furniture. I think before furniture, and the other I think is very important, but maybe we can get some donated furniture. I think we should, I'm going to recommend to have cameras put in the Prosecutor's front desk area where the receptionists are for a very valid reason, due to some maybe re, current training on customer service and, and dealing with the public in a professional manner after what I experienced with a particular individual who was, appeared and demonstrated to be violent, shaking her fists and screaming at me. And this was under the old Prosecutor Mr. Kim.

So, I have, I would like to have a meeting, I've tried for almost 18 months now, that's greatly affected my employment working for a very well-known billionaire family and several other jobs since then. So, I'm going to recommend that some of that money be used for cameras. I think it's important, one, for the Prosecutor's Office, and for the individuals coming in who are victims and who are trusting the Prosecutor's Office to appropriately behave as far as when they're dealing with the public. And I'm not going to say any further than that at this point on that budget.

On the, and I have and, well, I am going to say one more thing. I've tried to get a meeting with Prosecutor Don Guzman. I met with him once. I've tried for several months, and prior to the statute of limitations going out on this in the next few months, I had filed a formal complaint against the Director of Victim's Advocate, Ana Mafau [sic]. And I've also tried to get a meeting with your new Corporate Counsel Moana Lutey and I'm going to request another meeting. They canceled the last one. So, before the statute of limitations, I would appreciate that since we're here in public. And also, with County Council Ms. King, who also spoke out about some things with the Prosecutor's Office that I think need to be addressed privately at this time.

My next agenda is 20-4, Chief of Police transmitting \$106,000 for the Department of Justice programs. I would like to see both 20, I'll combine these two together, 20-4 and 20-5, on the budget for the \$73,283 for domestic violence. I think it's very appropriate, specifically, since you've had two, one case and an alleged case pending right now with two women who one who was murdered with this Scott family. And I can't even begin to say or think what that family had went through and is still going through by the way. I would like to see some of that money, I would like to see a lot more of that on teaching and dealing with that, again, with the Victim Advocate Office and to help the victims of the people who survive domestic violence. I don't, I've never had to deal with that, but I think that it's important that money be spent wisely.

The Chief of Police budget for the Department of Justice, I would like to see, according to Honolulu, they have a cyberstalking department, or not department, but they have a budget, I would like to see that also here in Maui. I was told by the Maui police that they don't have anything for cyberstalking. That's incorrect, I found out recently. So, I'd like to see some of that money used for cyberstalking, harassment, and utilize some of those funds, which I will be speaking with the Chief of Police on January 15 at the Police Commissioner's meeting.

So, and also possibly some of that money to be used on the war on drugs here on, on Maui County. I've witnessed six police officers do a really good job in front of Planet Fitness a few months ago. And I spoke to the Chief about it. We have some really good police officers. It's unfortunate they have to deal with some really bad situations

here on Maui which I know doesn't like to be public. But you know, we like to commend the ones who are doing a really good job.

So, at this point, my, like I stated, I would like to see a meeting with Chief of Police Famu *[sic]*, and I apologize if I'm pronouncing his name wrong, I'm still learning the Hawaiian language; Corporate Counsel Moana Lutey; and the Prosecutor Don Guzman; all separately. And this is official before the statute of limitations within the next two weeks; separate individuals, not together in a meeting.

And my, I guess, request on money to be spent using those cameras. And I spoke with Vice-Council Ms. Lee on putting some cameras, and I'm going to actually contact the Board of Education on this, on the rooftop of the public library and also across from the Prosecutor's Office on their roof. But I think that we need inside cameras at the front desk dealing with the front staff and some retraining.

CHAIR LEE: Okay. Thank you, Ms., thank you, Ms. Hunt.

MS. HUNT: Thank you.

CHAIR LEE: Are there any questions for Ms. Hunt? If not, thank you very much for coming.

MS. HUNT: Thank you so much. Happy New Year.

CHAIR LEE: Next testifier.

DEPUTY COUNTY CLERK: The next person signed up to testify in the chamber is Jacob Verkerke, testifying on County Communication 20-19, after which we will check in with the Molokai District Office.

CHAIR LEE: Thank you.

MR. JACOB VERKERKE, INFORMATION TECHNOLOGY SERVICES DIVISION (testifying on County Communication No. 20-19):

Good morning, Chair.

CHAIR LEE: Good morning.

MR. VERKERKE: Good morning, Members. Let me try that again; good morning, Chair, good morning, Members. Thank you for the opportunity to be here today and explain a little bit about item 20-19, Information Technology Data Center Improvements.

What we're talking about here is addressing some serious problems we have with air conditioning in our data center. You provide a tune of \$50,000 of CIP money in the FY '19 Budget. We spent some time exploring options. We realized the only way to deal with that is to do it right and we hired an engineering firm, spent \$50,000 of the \$250,000 for design and ongoing project management service once construction starts. They estimated that the cost of fixing the problems would be about \$300,000.

We went to bid and open bid on November 18. The cost came in at \$320,000, so the estimate was pretty good. But that exceeded the \$200,000 that was left in our budget. So, the only option we had is let that lapse and ask for your indulgence and provide us with \$350,000 so that we have about a 10 percent, you know, contingency margin on the cost of construction.

And if you decide to deliberate on this item today, I'll be available for questions. I'll stay in the gallery as a resource should you need that. Thank you.

CHAIR LEE: Thank you, Jacob. Any questions for Mr. Verkerke? If not, thank you very much.

MR. VERKERKE: Thank you.

DEPUTY COUNTY CLERK: Molokai Office, please identify yourself and introduce your first testifier.

MS. ZHANTELL LINDO: Aloha, Chair. This is Zhan from the Molokai District Office. Our first testifier is Weldon Wichman.

MR. WELDON WICHMAN (testifying on County Communication No. 20-17):

Aloha. My name is Weldon Wichman. I'm coming here this morning to support the proviso from Councilwoman Rawlins-Fernandez on support of sustainable Molokai. We want to thank her for the idea and the suggestion. I am a regular farmer, along with my wife. We have a two-acre citrus grove. And this is an excellent opportunity and an excellent way for us to be able to . . . a little profit from that. They sell it for us, they come and pick it up and then deliver it for us, so we don't even have to leave the farm. And one of the best things I like is we don't pick the fruit until we've sold it. So, we don't take a truckload to the mall or someplace like that and then have to get rid of what we didn't sell. I want to thank you very much for this opportunity to speak on this program.

CHAIR LEE: Okay. Any questions for the testifier?

If not, Madam Clerk.

DEPUTY COUNTY CLERK: Molokai Office, please identify your next testifier.

MS. LINDO: Our next testifier is Viola Wichman.

CHAIR LEE: See if you can speak to them.

DEPUTY COUNTY CLERK: Yes, Madam Chair. I believe it's a connectivity issue with the Molokai District Office phone, so we'll work on that.

CHAIR LEE: Alright.

DEPUTY COUNTY CLERK: The next person signed up to testify in the chamber is Sybil Lopez, testifying on County Communication 20-23. To be followed by Juliana Montalvo.

MS. SYBIL K. LOPEZ, SOVEREIGN COUNCIL OF HAWAIIAN HOMESTEAD ASSOCIATION (testifying on County Communication No. 20-23):

Good morning, Chair. Good morning, Vice-Chair and County Councilmembers. Thank you for having me today. I took time off of my regular busy schedule to be here and present County Communications 20-23, which I am in support of. And for the record, I am here today in my elected capacity of SCHHA Vice-Chair serving a four-year term, along with fellow elected leaders to the SCHHA governing council. This year, our Chairwoman Robin Danner, wasn't able to make it here, so you got me, along with Ron Kodani from Hawaii island, Richard Tsu from Oahu, and Aunty Kekoa Enomoto from Maui is here today as well.

The Sovereign Council of Hawaiian Homestead Association, the SCHAA, its founded in 1987, is the oldest and largest national coalition of Native Hawaiians eligible for allotments of trust lands under the Hawaiian Homestead Act of 1920.

I, myself as a Vice-Chair, am also the Molokai Mokupuni representative and the President of our Kalamaula Mauka Homestead Association located on the island of Molokai. And I support this resolution to make improvements to how the State of Hawaii administers loans to families on homesteads and to ask that the County Council supports this and bring it back to the Legislature so that they can exercise its authority

to establish minimum standards for the State agency of DHHL to follow this before displacing Hawaiian families.

Why for Molokai? Well, for Molokai, we have a population of 7500 people. The Department of Hawaiian Home Lands are the second largest landowner on our island in which Native Hawaiians make up 62.1 percent of that population. As Kalamaula Mauka Homestead Association, we are one of eight homestead associations on the island of Molokai, and one of two within the Kalamaula Ahupua`a where the first lease awards were given after the act was passed. Kalamaula Mauka is the most newest subdivision DHHL created back in the early 1990's. Hi, today it's 30 years later, it's 2020. Currently, Molokai has a total of 387 existing residential leases. Of those 387 residential leases, Kalamaula has existing 160 being the most. Hoolehua comes in second with 153, then follows the rest of the district Kapaakea and One Ali`i.

Within our Molokai Island Plan, which was 2005, which was created, DHHL has a total of 742-acres of land designated as residential. So, 327 is proposed residential homestead lots. And on the wait-list, we have 2,043 people just for Molokai, and 771 awaits for residential lots. And why is this so important? It's because if we tackle this delinquency problem now today, we would save all of those in the future. So, I halfway done, but thank you.

CHAIR LEE: Okay. Can you conclude in about a minute?

MS. LOPEZ: I'll try.

CHAIR LEE: Okay.

MS. LOPEZ: So, statewide, there are over 200 families with a loan delinquency today. That's about 900 human beings on the average that are at risk of lease cancellation and displacement. Statewide, there have, there have been 33 evictions in the last five years. That equals to at least six families a year on average being evicted over the last five years, that's huge. Thirty-three evictions on average, you can say 148 moms, dads, and childrens, that have lost their homes in the last five years which adds to the homeless population. So, thus, my support, and I encourage your support to encourage the Legislature to do something about it. Thank you.

CHAIR LEE: Thank you. Thank you for all that information. Are there any questions?

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Aloha, Ms. Lopez.

MS. LOPEZ: Aloha.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo for your testimony this morning. My question is, will you be available when this item comes up later? Are, are you going to remain in the chamber?

MS. LOPEZ: Sure, if, if you need me to I will. Thank you, Chair, for that question. Thank you very much.

VICE-CHAIR RAWLINS-FERNANDEZ: Vice-Chair.

MS. LOPEZ: Vice-Chair. Sorry, kala mai.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, I would like to ask Ms. Lopez to be a resource person on CC 20-23. And I, I, my sense is that Member Pro Tem Kama is going, would like to try to pass this on the floor today. I, I didn't talk to her about it. I just know that we have a bill in our package, in our Maui Package that is this. And you know, opening day is next week Wednesday already. So, I think we would, if we wanted to, you know, act on this, there is a--

CHAIR LEE: Any objections?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo. Mahalo.

MS. LOPEZ: I, I appreciate that, Vice-Chair. Thank you. Thank you.

CHAIR LEE: Alright. We're all Chairs, doesn't matter; Vice-Chair, Chair, whatever.

Next.

DEPUTY COUNTY CLERK: At this time, we're going to check back in with the Molokai District Office. Molokai Office, please identify your next testifier.

MS. LINDO: Aloha, Chair. This is Zhan at the Molokai District Office and our next testifier is Viola Wichman.

MS. VIOLA WICHMAN (testifying on County Communication No. 20-17):

Good morning, Chair. I'm here to speak on CC 20-17. And I want to thank representative Keani to go forward with her proposal so that we can support to . . . Molokai in their efforts to provide another avenue for our farmers here on Molokai, our small farmers, our backyard farmers. They provide a tremendous service to us by keeping down our overhead costs, allowing us to get the best pricing that we can for our crops. And anything that you can do to further this ability on our islands for all of our small farmers is greatly appreciated. Thank you very much.

CHAIR LEE: Are there any questions for the testifier?

If not, next, Madam Clerk.

MS. LINDO: Our next testifier is Cora Schnakenberg.

MS. CORA SCHNAKENBERG (testifying on County Communication Nos. 20-17 and 20-23):

Happy New Year, Councilmembers. My name is Cora Schnakenberg. I will be testifying on CC 20-17 and CC 20-23. I'd like to say that I do support the 20-17 for our small farmers and the program.

So, moving onto 20-23, I support, I hope that all of you would support this bill that would like to be moved in the Legislature. I represent . . . Homestead Association Kuleana Project. We, at this time, have 1,075 wait-listers that are interested in the project that is to be introduced with DHHL commissioners. The reason why I support this is that for future dwelling development on Molokai, I'd like to see our people to have an opportunity to have, to have the process of mitigation in future resolution in the event that our families may find themselves having difficulties. That they would have the opportunity to have the same process as non-Hawaiians. Anything short of that, our people will be discriminated against, as well as continue to be held hostage.

I, I support the resolution that would like to move forward to the State of Hawaii Legislature. I hope that your district that you represent and also the Hawaiian community there, that you would also support this bill as well. I, I want to say thank you for your consideration and mahalo.

CHAIR LEE: Thank you. Are there any questions? If not, you have one more?

MS. LINDO: Thank you. There are no more testifiers at the Molokai Office.

DEPUTY COUNTY CLERK: Madam Chair, the next person signed up to testify in the chamber is Juliana Montalvo, testifying on County Communication 20-23. To be followed by Kekoa Enomoto.

MS. JULIANA MONTALVO (testifying on County Communication No. 20-23):

Aloha. Good morning. My name is Juliana Montalvo. I am advocating about agenda item 20-23, on a proposed resolution entitled "URGING THE STATE OF HAWAII LEGISLATURE TO PROVIDE PARITY FOR NATIVE HAWAIIAN BENEFICIARIES OF THE HAWAIIAN HOMES COMMISSION ACT OF 1920 WITH ALL THE OTHER CITIZENS OF THE STATE OF HAWAII IN FORECLOSURE ACTIONS".

I am a homesteader here on Maui, a wife of 24 years, and a mother of three wonderful children. I cannot thank you enough for this resolution. As a homesteader who knows firsthand the disarray at DHHL, it is imperative that Hawaiians have the same access to foreclosure prevention, to work out like all other citizens.

This resolution is maika`i loa. It doesn't ask for special treatment of our people, but the same access to solutions that our fellow citizens have. I am proud of our County Council for seeing to these Native Hawaiian citizens in Maui County. We urge support for this resolution to help our State Legislature do something fair and needed for Hawaiians in every county.

My family is a victim of a lack of written policies, of being told contradicting information by different DHHL staff. It is not right. A lot of pain for my family, for my kids, could have been avoided with plainspoken written policies. Mahalo.

CHAIR LEE: Thank you. Are there any questions for the testifier? If not, thank you for coming.

MS. MONTALVO: Mahalo.

CHAIR LEE: Madam Chair. I mean, Madam Clerk.

DEPUTY COUNTY CLERK: The next person signed up to testify in the chambers is Kekoa Enomoto, testifying on County Communication 20-23. To be followed by Alohalani Smith.

MS. KEKOA ENOMOTO (testifying on County Communication No. 20-23):

Aloha mai kakou. My name is Kekoa Enomoto. And I also am testifying on agenda item 20-23, on a proposed Maui County Council resolution urging the State Legislature to provide parity for Hawaiian Homes Commission Act beneficiaries with all other citizens of our State in foreclosure actions.

I serve as the elected 2019 to '23 president of the Maui/Lanai Mokupuni Council. It is a consortium of 14 Hawaiian homesteads and homestead associations. On behalf of the Mokupuni Council, I urge you to favor such a Maui County Council resolution to be presented at the 30th Hawaii Legislative session that convenes this Wednesday. The resolution may prompt legislative action that, in turn, may propel the Department of Hawaiian Home Lands to adopt codified policies and procedures on homelands, foreclosures, and evictions.

I would like to briefly excerpt a related letter that I have appended to my testimony for your consideration. This letter was written by SCHHA Chairwoman Robin Puanani Danner. And she is saying that a proposed "Preventing Foreclosure on Hawaiian Home Lands - Family Guide" will be a powerful solution in the hands of working class families, especially with children, to navigate very different processes on trust lands required to remain in their homes and to access relevant industry standard loan loss mitigations, including forbearance, loan modifications, loan assumptions, and other successful approaches common with all other citizens in our State.

Puanani goes on to say we absolutely know this guide will stave off unnecessary suffering and home displacement by moms, dads, and children during this record period of insufficient inventory of affordable housing in Hawaii. Their best chance is to remain in their homes, to continue working, sending kids to school. We know this is good for Hawaii too.

And I want to direct all of you to a YouTube video by Puanani Danner. And, and if you go on YouTube and, and just say Puanani Danner November 14, 2019, you'll be able to access her video on this foreclosure mitigation and other actions on behalf of our beneficiaries. Mahalo.

CHAIR LEE: Thank you.

Member King.

COUNCILMEMBER KING: Thank you. Thank you, Chair. Thank you for being here, Ms. Enomoto.

MS. ENOMOTO: Yes.

COUNCILMEMBER KING: I just wanted to ask you if this is a statewide effort, or are there efforts to go to the other County Councils and ask for a similar resolution?

MS. ENOMOTO: Yes. Puanani has been advocating amongst all of the County Councils. I know for sure that Kauai, the Kauai Council is putting forth a resolution and I believe Oahu is also.

COUNCILMEMBER KING: Okay. We'll follow up on that. Thank you.

MS. ENOMOTO: Certainly.

CHAIR LEE: Member Kama.

COUNCILMEMBER KAMA: Thank you, Chair. So, earlier, Councilmember Rawlins-Fernandez had asked Sybil if she'd be able to stay. So, I want to ask you the same thing, Kekoa. Are you able to stay--

MS. ENOMOTO: Absolutely.

COUNCILMEMBER KAMA: --so when it comes up, we can have a deeper dialogue?

MS. ENOMOTO: Yes.

COUNCILMEMBER KAMA: Thank you. Thank you, Chair.

MS. ENOMOTO: Mahalo.

CHAIR LEE: Any other questions?

Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo. Pro Tem Kama asked if Ms. Enomoto would be able to stay, but didn't do the second step, which was to ask if she could be a resource person for us?

COUNCILMEMBER KAMA: Absolutely. Thank you. Thank you.

CHAIR LEE: Thank you. I kind of assumed that one.

COUNCILMEMBER KAMA: Yea. I did. Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. Just wanted to make sure that was on the record.

CHAIR LEE: Thanks. Thank you.

MS. ENOMOTO: Mahalo, Chairwoman.

DEPUTY COUNTY CLERK: The next person signed up to testify is Alohalani Smith, testifying on County Communication 20-23. To be followed by Kainoa MacDonald.

MS. ALOHALANI SMITH (testifying on County Communication No. 20-23):

Aloha, Council Chair and Councilmembers. I'm Alohalani Smith. I'm testifying as a DHHL beneficiary, myself. I support 20-23, proposed resolution, and I hope you guys do too. The initiatives for this inspiring public policy for bringing parity to DHHL beneficiaries along with Native Hawaiian citizens is the way to go for our critical housing needs that is here in Hawaii.

When I applied for Hawaiian Homes, the waiting list was then 2,000 applicants. Today it's over 30,000 people waiting on the waiting list. And it's counting as everybody graduates, we're encouraging our children to apply, right? So, for this reason, I seriously encourage the State Legislature to use its authority to make technical amendments to the HHCA to require DHHL to provide homesteaders' beneficiaries certain options and services that other citizens have privileged access to before a beneficiary and ohana is displaced through lease cancellation. This would support our affordable housing needs as a solution. But I would say that with a plural, with the "s", solutions, okay, because Hawaii has a lot of families out there and through due process to continue keeping their home before they become homeless. It's like knocking five birds with one stone, okay.

This is all possible through the supporting organizations that could provide these specific beneficiaries the assistance they need to become successful. If they are granted this parity, the definition for this is the state or condition of being equal with all other citizens of the State of Hawaii in foreclosure actions. So, thank you for your time in this sensitive matter.

CHAIR LEE: Thank you. Any questions? If not, thank you very much.

MS. SMITH: Thank you.

DEPUTY COUNTY CLERK: The next person signed up to testify in the chambers is Kainoa MacDonald. To be followed by Tambara Garrick.

MS. KAINOA MACDONALD (testifying on County Communication No. 20-23):

Aloha, Council. So, this is my first time in a long time since I've been up here, so shaking off my, my shakies. My name is Kainoa Macdonald. I am a Native Hawaiian businessowner and Hawaiian Homes wait-lister. Mahalo for having me County Chairs.

I am in support of County Council No. 20-23 proposed resolution, entitled "URGING THE STATE OF HAWAII LEGISLATURE TO PROVIDE PARITY FOR NATIVE HAWAIIAN BENEFICIARIES OF THE HAWAIIAN HOMES COMMISSION ACT OF 1920 WITH ALL OTHER CITIZENS OF THE STATE OF HAWAII IN FORECLOSURE ACTIONS".

So, I am an, I am Native Hawaiian and I'm a owner of Credit Edge Solutions. I am working in partnership with the Homestead Community Development Corporation and Puanani Danner. I am assisting Native Hawaiian families with her to develop policies that basically will challenge, to get over their challenges in the financial sector. We've been working really hard on these policies, because there's just no language in place when it comes to Department of Hawaiian Home Lands.

Today, Maui has over 9,000 wait-listers and beneficiaries for homestead pastoral and agricultural properties. These parity policies are necessary.

Mahalo, Councilman Tasha Kama for bringing this resolution forward. I malama you because being in the financial and credit industry, I speak with families and I live here. You know, I've been born and raised here, and I see it and I hear it, and I hear their stories. And it's, it's not so much of the things that they went out to spend. You know, they didn't overspend. Although there are some, but most of them, one thing happens. It's one circumstance; father got into an accident; mother got into an accident. That income disappeared. So, they're faced with everything else that everybody, all of us face; living paycheck to paycheck.

So, I was so blessed to be able to partner with Puanani and Aunty Kekoa with, under the mentorship with Aunty Kekoa and we've been creating these policies. But I was dumbfounded that Department of Hawaiian Home Lands just doesn't have the language in their policies that addresses any sort of mitigation for, you know, lease cancellation.

So, in ending, I encourage the Council to please send this to resolution. Start the narrative. The narrative needs to happen now. You have a whole battery of people that are willing to go to the Leg. In fact, a bunch of us are actually, you know, going to the Leg. to start initiating these policies. It needs, needs to happen. And again, as others had said, we're not asking for special, sorry, for special preferences. We're just asking for you to start the initiative and, you know, we can get this started. I thank you so much.

CHAIR LEE: Thank you. Are there any questions? If not, thank you very much.

And people, you don't have to feel nervous when you come down here. We're just regular people.

DEPUTY COUNTY CLERK: The next person signed up to testify in the chamber is Tambara Garrick. To be followed by Kai Nishiki.

MS. TAMBARA GARRICK, LAHAINA TOWN ACTION COMMITTEE (testifying on County Communication No. 20-21):

Aloha, Council Chair Lee and Councilmembers. My name is Tambara Garrick and today I'm representing Lahaina Town Action Committee. I'm a board member. And I'm testifying in support of County Communication No. 20-21. But before that, I just have to say another congratulations to Lahainaluna High School varsity football team. I saw them leaving when I arrived and got to cheer for them, so that was great. And they were trying to avoid the rain; it doesn't rain much in Lahaina.

So, the County Communication No. 20-21, in regards to a budget amendment for a grant to Lahaina Restoration Foundation. And this is to explore incorporating a safety and aloha outreach ambassador as a component of a pilot Clean and Safe Program in conjunction with Lahaina Restoration's already existing maintenance program. We have heard from Wailuku that this program has been very successful, and we would love to see that be explored as an option for Lahaina Town to improve the safety for everyone.

We've had multiple businesses pledge their support financially if the program is, you know, once we kind of go through the process and see how it could work and, and where it will be, and what services are available. So, you know, we see it as a, a public and County partnership. And so, we are just here to ask for your support in approving the budget amendment. Mahalo.

CHAIR LEE: Questions?

Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. Thank you, Ms. Garrick, for being here and your work on this issue. I just was wondering, and I think it's great how Lahaina Town Action Committee and Lahaina Restoration Foundation is working together. I was wondering, is Lahaina Town Action Committee going to be heading up the merchant's contribution at the time that it happens? Would you be the organizer of that?

MS. GARRICK: Well, we would work in partnership with Lahaina Restoration Foundation. So, you know, a lot of, both have sort of memberships so, you know, there's a lot of crossover. But we would work together with them.

COUNCILMEMBER PALTIN: Joint effort?

MS. GARRICK: Absolutely. Yea, and we'll do whatever it takes. I mean, we just really want to see the program started.

COUNCILMEMBER PALTIN: Awesome. Thank you so much.

MS. GARRICK: Thank you. Thank you.

CHAIR LEE: Thank you.

Next.

DEPUTY COUNTY CLERK: The last person signed up to testify in the Council chamber is Kai Nishiki, testifying on County Communications 20-21, 20-22, and 20-24.

MS. KAI NISHIKI (testifying on County Communication Nos. 20-21, 20-22, and 20-24):

Aloha, Council Chair, Members. Good morning.

CHAIR LEE: Good morning.

MS. NISHIKI: I wanted to mahalo Councilmember Paltin for recognizing the Lahainaluna achievements; very exciting morning. Mahalo. I also want to support Lahaina Restoration and the Clean and Safe Program. In the community plan process, we have a action item related to this, so if you folks can take care of this, then we can take

that off of the community plan and at least it can be something that's accomplished; a little checkmark. So, mahalo.

And it's desperately needed. And I do think that the Clean and Safe Program in Wailuku is working remarkably well. I mean, there's always challenges, but to have that in Lahaina will be very, very helpful. And Lawrence does a great job in that program. So, mahalo.

In regards to No. 20-22, I fully support this County Communication. And earlier in, or in 2019, I was part of the rescue and recovery efforts for the Ohana Mina in Iao. And I saw firsthand how important it is to support our rescue personnel. There is a lot of areas that are not able to be accessed due to the remote areas, sorry, due to the remote areas. And the Fire Department was key in bringing home our dear friend to his family. So, I'm very thankful to them and appreciative of the work that they do. Of course, full disclosure, my brothers are firefighters, so there's that.

But still, just for the general, general public and for our residents and visitors, the rescue, the rescues have just been off the charts and increasing probably with increase in visitors and social media into areas that they shouldn't be. But regardless, we're, we're, we're still left with making sure to keep people safe and provide rescue if that is necessary. So, please request their, or approve their request. And also, maybe even consider increasing funding for rescue and helicopter operations in the future. It's going to be much needed and I'm sure there'll be a need for increased funding.

And I also wanted to mahalo Member King for taking leadership in the climate action area as a, as a, as a shoreline advocate. This is very near and dear to my heart. And I'm so glad to see our government taking a leadership role on this, on this item. For many years, it was ignored and kind of poo-pooed by everybody. So, this is really great to see that they'll be effort and funding put towards this very important issue facing us. Mahalo.

CHAIR LEE: Thank you, Ms. Nishiki.

Member King.

COUNCILMEMBER KING: Thank you, Chair. Just a quick question. Thanks for being here and for all your hard work on the CPAC. Just wanted to let you know that the 2024, I think we're, we, I've talked to Member Paltin, we're going to move it back under the Climate Action and Resilience, hopefully, Committee. But I also, you know, hope that you'll get involved. I don't want to bother you when you're doing all that work on the CPAC. But it's going to take all of us, so I just wanted to ask for that involvement as well.

MS. NISHIKI: Thank you. I look forward to working with you here and at the Leg. this coming year. Mahalo.

COUNCILMEMBER KING: Thank you.

MS. NISHIKI: Thank you.

CHAIR LEE: Thank you. Any more questions? If not, do we have anymore testifiers?

DEPUTY COUNTY CLERK: Madam Chair, there is no one else signed up to testify in the chamber, but it looks as though Jasee Lau would like to offer testimony.

MR. JASEE LAU (testifying on County Communication Nos. 20-1, 20-22, and 20-23):

Thank you, Madam Clerk. Jasee Lau from Kula. I got, I'm going to be all official for your first meeting. So, 20, County Communications 20-1, and 20-22, and 20-23. The Hawaiian thing, I know Tasha Kama's office is working real hard on that 20-23, so yea, that's number one.

The Fire Chief, I second his request for the appropriations.

And 20-1, I kind of heard Patricia talking earlier, yea, I'll try to, I'll try to talk to Don Guzman with the assistance of my Upcountry Councilwoman's office and try to get that thing straightened out. I'm interested in what he's spending \$85,000 on furniture too, so yea. And don't mess with Don Guzman by the way. Let me handle that. Any questions?

CHAIR LEE: Do we have any questions for the testifier?

MR. LAU: Aloha.

CHAIR LEE: If not, thank you.

MR. LAU: Oh, sorry, I didn't try Hawaiian today, cause I botched it yesterday. But, do you remember . . .

CHAIR LEE: Yes. Oh, that's Russian.

MR. LAU: Good. And the red, the red is, is appropriate too.

CHAIR LEE: Okay.

MR. LAU: That means good morning in Russia.

CHAIR LEE: Alright. Very good. Thank you.

Madam Clerk.

DEPUTY COUNTY CLERK: Madam Chair, there are no other individuals in the District Offices nor the chamber who wish to offer testimony. And we have received written testimony for this meeting.

CHAIR LEE: Any objections to receiving the written testimony?

MEMBERS VOICED NO OBJECTION.

THERE BEING NO OBJECTION, WRITTEN TESTIMONY RECEIVED FROM THE FOLLOWING WERE MADE A PART OF THE RECORD OF THIS MEETING:

1. Juliana Montalvo; and
2. Kekoa Enomoto.

CHAIR LEE: Any objections to closing oral testimony?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. Madam Clerk.

DEPUTY COUNTY CLERK: Madam Chair, proceeding with the minutes.

MINUTES

The minutes of the Council of the County of Maui's regular meetings of September 20, 2019 and October 4, 2019, were presented at this time.

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO APPROVE THE TWO MEETING MINUTES AS
READ BY THE CLERK.

COUNCILMEMBER KING:

SECOND.

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by Member King, to
approve the minutes.

Any discussion? If not, all in favor say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

CHAIR LEE: Motion carries.

Madam Clerk.

DEPUTY COUNTY CLERK: Madam Chair, proceeding with county communications.

COUNTY COMMUNICATIONS

NO. 20-1 - DON S. GUZMAN, PROSECUTING ATTORNEY,
(dated December 6, 2019)

Informing of the Department of the Prosecuting Attorney's intent to expend \$85,000 in
Forfeiture Funds for training, computers and equipment, software, and furniture.

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. May I request that the Clerk also call County Communications 20-2, 20-4, and 20-5?

CHAIR LEE: Any objections?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: So, ordered. Proceed.

NO. 20-2 - LORI TSUHAKO, DIRECTOR OF HOUSING AND HUMAN CONCERNS,
(dated December 11, 2019)

Transmitting the notice of grant award from the State of Hawaii, Executive Office on Aging, for the Nutrition Services Incentive Program in the amount of \$12,916.

NO. 20-3 - SCOTT K. TERUYA, DIRECTOR OF FINANCE,
(dated December 17, 2019)

Reporting on transfers/loans from the General Fund and the Department of Water Supply Revenue Fund to the 2020 Proposed General Obligation Bond Fund as of November 30, 2019.

The recommended action is that County Communication No. 20-3 be referred to the Economic Development and Budget Committee.

(See page 37 for discussion.)

NO. 20-4 - TIVOLI S. FAAUMU, CHIEF OF POLICE,
(dated December 17, 2019)

Transmitting a copy of a grant agreement with the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for the FY18 JAG Program for the period of October 1, 2017 to September 30, 2021 in the amount of \$106,164.

NO. 20-5 - TIVOLI S. FAAUMU, CHIEF OF POLICE,
(dated January 3, 2020)

Transmitting a grant agreement with the State of Hawaii, Department of the Attorney General for the Domestic Violence Strangulation and Homicide grant for the period of July 1, 2019 to June 30, 2020 in the amount of \$73,283.

CHAIR LEE: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO FILE COUNTY COMMUNICATIONS 20-1, 20-2,
20-4, AND 20-5.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Okay. It's been moved by Vice-Chair Rawlins-Fernandez, seconded by Ms. Sugimura, to file the communications as stated. Any discussion?

COUNCILMEMBER KING: Chair, just clarification.

CHAIR LEE: Yes.

COUNCILMEMBER KING: So, because all one through five were read, but I heard Ms. Rawlins-Fernandez say that she wanted one, two, four and five; not three. Is that correct?

VICE-CHAIR RAWLINS-FERNANDEZ: Yea. One, two, four, and five.

COUNCILMEMBER KING: So, three would be referred, so.

VICE-CHAIR RAWLINS-FERNANDEZ: Three would go to, I'm going to request to go to EDB.

COUNCILMEMBER KING: Okay.

CHAIR LEE: Okay. Everyone clear on that?

Member Hokama.

COUNCILMEMBER HOKAMA: Yea, I'm clear on that, Chair, so thank you. Mine would be more about 20-1. I would ask our Budget Chair to send correspondence that could be sent back to her Committee, but I would like to have to balances with employees, whichever other County agency that has or receives a percent of forfeiture funds. Okay, cause, you know, again, you're aware of it, Chair, that that is from special joint activities for law enforcement whether with State or Federal agencies, that this is not something that's normally reported in the budget. But I think it's appropriate for the Members to have a sense of what balance is there since the parameters of expenditure is very limited by Federal guidelines. But I think it's important for us to know what is available to these departments. Thank you.

CHAIR LEE: Okay. So, are you asking that we request that information, but file the item?

COUNCILMEMBER HOKAMA: Yea.

CHAIR LEE: Okay.

COUNCILMEMBER HOKAMA: I, I just want the information and that can be sent to Budget Chair.

CHAIR LEE: Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay, Chair.

CHAIR LEE: Alright. So, all in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

CHAIR LEE: Motion carries. Staff, did you get the request from Mr. Hokama? Okay, thank you, Lauren. Next.

NO. 20-6 - KARLA H. PETERS, DIRECTOR OF PARKS AND RECREATION,
(dated December 17, 2019)

Transmitting the semiannual report regarding park dedications for each community plan area for the period of April 1, 2019 through September 30, 2019.

CHAIR LEE: Vice-Chair Rawlins-Fernandez. Oh no, Mr. Hokama.

COUNCILMEMBER HOKAMA: Chair, I'm going to have this referred. Thank you.

The recommended action is that County Communication No. 20-6 be referred to the Healthy Families and Communities Committee.

CHAIR LEE: Okay. Next item.

NO. 20-7 - YUKI LEI K. SUGIMURA, COUNCILMEMBER,
(dated January 3, 2020)

Relating to Councilmembers' report on the Public Meeting dedicating the new self-service kiosk for vehicle registrations.

CHAIR LEE: Ms. Sugimura.

COUNCILMEMBER SUGIMURA:

CHAIR, I MOVE TO FILE COUNTY COMMUNICATION 20-7.

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: Okay.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR LEE: Alright. Madam Clerk, I have a notation here; GET. What is that for?

DEPUTY COUNTY CLERK: Madam Chair, that is the Committee that this item would relate to should it not be filed.

CHAIR LEE: Oh, should it not be filed. Okay. Alright. Trying to trick me on my first day.

COUNCILMEMBER SUGIMURA: So, I wanted to report that the dedication of the kiosk, which this item is about, happened. And there were and the reason why I'm doing this is because of, I'm doing a report because there was, you were at that time Chair-Elect was there, Councilmembers Riki Hokama, Mike Molina, Tasha Kama, and I attended the dedication of this new self-service kiosk for vehicle registration at the lobby of the Maui County Building. And there were approximately 30 people in attendance. The Mayor spoke of the service offered by the kiosk for the public and the convenience for the motor vehicle registrations.

Currently, kiosks are also located at the Maui County Service Center at Maui Mall, Kihei, Lahaina, and Wailuku, as well as Safeway Stores in Lahaina, Wailuku, with Kahului in the plans, and also Upcountry Foodland is also anticipating putting in a kiosk once they're done with their renovations.

And it was interesting that the press release that was issued on this states, I think all of us would really care about this, 16,281 registrations were handled through the kiosk at the Safeway Stores whose hours are like 24 hours, through November through the end of the year, and collected \$5 million. I mean, it's like amazing, right? I don't know if only at Safeway, but that was in the press release, so side note.

And I, they also did a demonstration. Marci Sato from Finance actually did a registration of her vehicle. It was superfast. She paid right there, collected money. And I just wanted to do this report, report, because of the Sunshine Law requirements in Section 92-5.5(c) *[sic]* of the Hawaii Revised Statutes. This concludes my report.

CHAIR LEE: Member Sugimura, no offense. I mean, you know, I think that was a good report. But I think the Sunshine Law is absolutely ridiculous with regard to something like this.

COUNCILMEMBER SUGIMURA: We're trying to get that changed. Yes.

CHAIR LEE: For us to waste time making reports because we happen to show up at the same place with, like, 50 other people. That's totally ridiculous. But thank you for your report. I'm sure everybody, everybody's so thrilled to know that we have a kiosk downstairs.

Okay. Madam Clerk.

DEPUTY COUNTY CLERK: Madam Chair, I believe that the motion to file is still pending.

CHAIR LEE: Oh, okay. Any objections to filing this item?

MEMBERS VOICED NO OBJECTION.

COUNCILMEMBER HOKAMA: We need to vote.

COUNCILMEMBER KING: We just vote, need a vote.

VICE-CHAIR RAWLINS-FERNANDEZ: Call for the question.

CHAIR LEE: Oh, I'm sorry. Somebody made a motion.

VICE-CHAIR RAWLINS-FERNANDEZ: Yea. Member Sugimura made the motion, I seconded.

CHAIR LEE: Okay. Thank you. I was so distracted by what I had to say.

VICE-CHAIR RAWLINS-FERNANDEZ: It's a, it's a good thing that our Maui County Package has a bill to the Legislature to give us that opportunity to be at meetings, or I'm sorry not meetings, but gatherings with more than three Members and so that the Sunshine Law won't affect that.

CHAIR LEE: See, otherwise I couldn't invite you folks to my birthday party without having to do a report.

Okay, all in favor of the motion say, "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

CHAIR LEE: Motion carries.

Madam Clerk.

NO. 20-8 - ALICE L. LEE, COUNCIL CHAIR,
(dated January 3, 2020)

Relating to the referral of items pending before the Multimodal Transportation Committee and Water and Infrastructure Committee.

CHAIR LEE: Council Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO REFER ITEMS AS LISTED IN EXHIBITS "A" AND "B" TO THE WATER, INFRASTRUCTURE, AND TRANSPORTATION COMMITTEE, WITH THE EXCEPTION OF WAI, OR WAI-38, RELATING TO EXISTING STREETS, WHICH I MOVE TO REFER TO THE PLANNING AND SUSTAINABLE LAND USE COMMITTEE; AND TO FILE COUNTY COMMUNICATION 20-8.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Okay. Any discussion on that motion? No.

All in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING, MOLINA, PALTIN, SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay. Motion carries.

COUNCILMEMBER SUGIMURA: Thank you, Members.

CHAIR LEE: Madam Clerk.

DEPUTY COUNTY CLERK: Madam Chair, proceeding with county communications for referral.

NO. 20-9 - KELLY TAKAYA KING, COUNCIL CHAIR,
(dated January 2, 2020)

Relating to resiliency hubs.

The recommended action is that County Communication No. 20-9 be referred to the Climate Action and Resilience Committee.

NO. 20-10 - KELLY TAKAYA KING, COUNCIL CHAIR,
(dated January 2, 2020)

Relating to carbon sequestration.

The recommended action is that County Communication No. 20-10 be referred to the Climate Action and Resilience Committee.

NO. 20-11 - KELLY TAKAYA KING, COUNCIL CHAIR,
(dated January 2, 2020)

Relating to climate change mitigation and adaptation technologies.

The recommended action is that County Communication 20-11 be referred to the Climate Action and Resilience Committee.

NO. 20-12 - KELLY TAKAYA KING, COUNCIL CHAIR,
(dated January 2, 2020)

Relating to the review of the Paris Climate Agreement.

The recommended action is that County Communication 20-12 be referred to the Climate Action and Resilience Committee.

NO. 20-13 - KELLY TAKAYA KING, COUNCIL CHAIR,
(dated January 2, 2020)

Relating to the review of New York City's Climate Mobilization Act and other municipal laws on mitigation and adaptation of climate change.

The recommended action is that County Communication 20-13 be referred to the Climate Action and Resilience Committee.

NO. 20-14 - KELLY TAKAYA KING, COUNCIL CHAIR,
(dated January 2, 2020)

Relating to climate-related corporate disclosures.

The recommended action is that County Communication 20-14 be referred to the Climate Action and Resilience Committee.

NO. 20-15 - KELLY TAKAYA KING, COUNCIL CHAIR,
(dated January 2, 2020)

Relating to an entity to coordinate climate action, including mitigation and adaptation.

The recommended action is that County Communication 20-15 be referred to the Climate Action Resilience Committee.

COUNCILMEMBER KING: Chair.

CHAIR LEE: Yes.

DISCUSSION RELATING TO
COUNTY COMMUNICATION NO. 20-24

COUNCILMEMBER KING: Can I also ask if we can ask the Clerk to call up the next County Communication 20-24 for referral to the Climate Action Resilience Committee? And I just wanted to speak--

CHAIR LEE: 20-24.

COUNCILMEMBER KING: As a referral. And I've talked to Member Paltin about taking that back from PSLU and putting it in the Climate Action Resilience Committee.

CHAIR LEE: Okay. On that item, if you don't mind, I'd like to have a dual referral, because we are already dealing with several sea level rise shoreline erosion issues with the Planning Department. And because that is ongoing, I, I believe it would be better if this item, if you want to take part of it, fine. But it remains a dual referral.

COUNCILMEMBER KING: Yea. So, it would go to Climate Action Resilience and PSLU.

CHAIR LEE: And PSLU.

COUNCILMEMBER KING: Yea. No, I have no problem with that.

CHAIR LEE: Okay.

COUNCILMEMBER KING: I just wanted to get that done, because I have to leave for the Hawaii Energy Policy Forum, so I wanted to--

CHAIR LEE: You have to leave?

COUNCILMEMBER KING: I have to leave. It's a, yea, I told you about that yesterday. It's for the Hawaii Energy Policy Forum--

CHAIR LEE: Oh I see.

COUNCILMEMBER KING: --on Oahu. We'll get updated on the renewal energy, so I just wanted to get that. So, I appreciate that.

CHAIR LEE: Okay. You're going to make a motion on that?

COUNCILMEMBER KING: And I appreciate Member Paltin's support of that coming to this Committee as well.

CHAIR LEE: Okay. Do you want to make a motion on that?

COUNCILMEMBER KING: Well, I think if, if there's no objections, we can just--

CHAIR LEE: Any objections to making those referrals?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered.

COUNCILMEMBER KING: Thank you, Members, appreciate it.

CHAIR LEE: Okay. Do you have to leave already?

COUNCILMEMBER KING: . . . I have a 11:45 flight.

CHAIR LEE: Oh okay. Wow. Don't speed. Alright. Thank you, Member King. Have a nice weekend.

(Councilmember King left the meeting at 10:46 a.m.)

CHAIR LEE: Next, Madam Clerk.

NO. 20-16 - MICHELE M. YOSHIMURA, BUDGET DIRECTOR,
(dated January 3, 2020)

Transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM (ENVIRONMENTAL PROTECTION)".

The recommended action is that County Communication 20-16 be referred to the Economic Development and Budget Committee.

NO. 20-17 - MICHELE M. YOSHIMURA, BUDGET DIRECTOR,
(dated January 3, 2020)

Transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM (PUKALANI-KULA-ULUPALAKUA ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS; MOLOKAI ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS)".

The recommended action is that County Communication 20-17 be referred to the Economic Development and Budget Committee.

CHAIR LEE: Okay. Could you stop there?

So, Vice-Chair Rawlins-Fernandez, stop us when you want to take some issues, yea.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay.

CHAIR LEE: Do you want to do some on the floor?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes.

CHAIR LEE: Take action? So, 20-16, 20-17 will be, to be referred?

VICE-CHAIR RAWLINS-FERNANDEZ: 20-16, 20-16 to be referred. 20-17, I'd like to take action.

CHAIR LEE: Okay. Any objections to referring 20-16?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered.

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO WAIVE RULE 7(G) OF THE RULES OF THE COUNCIL AS IT STATES, AS IT RELATES TO THE BILL ATTACHED TO COUNTY COMMUNICATION 20-17.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Okay. It's been moved by Vice-Chair Rawlins-Fernandez, seconded by Member Sugimura, to waive the Rules of the Council.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. And then everyone--

CHAIR LEE: Any discussion? All those in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA, PALTIN, SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR LEE.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay. Motion passes.

Oh, I'm sorry.

COUNCILMEMBER MOLINA: Madam, sorry, I wanted to ask a question, clarification, sorry. If I may? Has the Makawao Third Friday organization been made aware that the appropriation is being proposed to be reduced? I don't know if Budget Chair Rawlins is aware of that.

CHAIR LEE: Do you want to answer that?

VICE-CHAIR RAWLINS-FERNANDEZ: I think we, we take up the waiver first, and then we talk about that.

COUNCILMEMBER MOLINA: Oh, sorry. Okay. Okay. Sorry.

VICE-CHAIR RAWLINS-FERNANDEZ: I'll, I'll answer your question after we do the next motion.

COUNCILMEMBER MOLINA: Yea. Okay. Okay. Sorry for getting too excited.

CHAIR LEE: No, that's okay. I just thought you wanted to stop her from taking the action. But that's not, that's not your intent, right? Alright. Okay, so, there are no objections to waiving the Rule. And you want to take that up at this point?

VICE-CHAIR RAWLINS-FERNANDEZ: So, it passed unanimously?

CHAIR LEE: Yes.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. Great.

I MOVE TO PASS THE BILL ATTACHED TO COUNTY
COMMUNICATION 20-17 ON FIRST READING, AND TO FILE
COUNTY COMMUNICATION 20-17.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Been moved and seconded to pass the bill in 20-17 on first reading.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: Okay. Yes, discussion.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Okay. So, we have Budget Director Michele Yoshimura in the gallery. And I'd like to invite her up in case any of the Members have questions. So, this bill will make changes to the Upcountry and Molokai Economic Development Cultural Program provisos in the FY 2020 Budget.

For Upcountry, it will change who can, who can have funding for the Ahupuaa Sign Project and reduce the funding set aside for Makawao Third Friday.

For Molokai, it will change the 25,000 set aside for a sign project to instead be used for Sustainable Molokai.

Okay. And then I called up Budget Director. And then I will answer Member Molina's question. I believe that they are aware. They, they, they stopped having it for a little while, and then they're planning to resume again. But Budget Director Yoshimura is here, so if you would like to expound on that question. . . . mic to her.

CHAIR LEE: Budget Director Yoshimura. Good morning.

BUDGET DIRECTOR MICHELE YOSHIMURA: Good morning, Chair. Thank you. The Makawao Third Party organizers are aware that their funding has been reduced from \$25,000 to \$16,500 because they have not done any events from July 1 through December 31. So, they are preparing to have events moving forward from February. And therefore, they'll get \$16,500 from the Makawao-Kula-Ulupalakua district as well as another \$16,500 as it relates to Hawaiian cultural music, arts, that type of functions.

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you, Madam Chair. If I may add? I know the, thank you, Budget Director Yoshimura, you mentioned from July to December. Now, I do want to, you aware they were working on having an event in December. And they were running into some obstacles from the Administration's Parks Department on this particular thing. So, there were delays. They were being delayed. So, personally, I think it's unfair that it's being reduced based on because there was not activity between July and December. So, I just wanted to state that for the record.

They were working on, they were planning a project in December, but because of delays for whatever reasons in the Parks Department, that's why they could not get that event on in time, you know, with regards to getting the permits approved and so

forth and there was issues about the types of vendors that they may have for this Third Friday project.

So, if that's the premise for reducing their project, I strongly object to that, Madam Chair. So, I just want to state that. But I appreciate you letting them know. But I know there are not a lot of happy people about that, cause it's almost like they're the victims of circumstance; something out of their control. So, I just want to state my strong objections to this. I'm very disappointed the Administration has decided to penalize them for something that really was not their fault. Thank you, Madam Chair.

CHAIR LEE: Thank you. Can you tell us how much money you reduced again?

BUDGET DIRECTOR: Chair, Kay Fukumoto, our Economic Development Director is in the gallery and she may be able to address the reason for the decrease in the funding.

CHAIR LEE: Okay.

Please state your name for the record.

ECONOMIC DEVELOPMENT DIRECTOR KAY FUKUMOTO: Kay Fukumoto, Office of Economic Development Director. Thank you, Chair.

CHAIR LEE: Did you hear the question?

ECONOMIC DEVELOPMENT DIRECTOR: Yes.

CHAIR LEE: Okay.

ECONOMIC DEVELOPMENT DIRECTOR: So, the, this change in the budget was actually initiated before the inability to do the December event. And what the reduction is, is, you know, it, the budget initially was for 12 events, and now we're actually coming down to doing three or four events. So, you know, we're literally just cutting the budget in half but still allowing them a little bit more than just funding for four, you know, strictly four events, because to ramp up a new committee would be challenging, because they would have to go out. And you know, this funding is only for police and some logistics.

And so, literally the, the new committee that is being formed has to go out and get sponsorships and other monies outside of that. So, we need to help them restart this event. So, this was not about, you know, reducing it because of the change in December. We already had a budget amendment being considered and the grant going through because of the reduction from 12 events to literally four, four events, so.

CHAIR LEE: Just for clarification, to follow up on Mr. Molina's question. Was there anything, any challenges or hurdles sort of created by or contributing by the Administration so that they weren't able to do some projects?

ECONOMIC DEVELOPMENT DIRECTOR: There, there, you know, obviously, we had some challenge from moving it from Makawao Town, you know, the street, to finding a location. And so, you know, the initial discussions were with moving it to Eddie Tam. And with that change, you know, trying to get the permit for the Eddie Tam, you know, required us looking through the requirements for the parks use. And some of it had to be, it, it was related to vendors and things like that. So, there were some challenges and, you know, obviously because of the short time frame they are expecting to do another event in February.

CHAIR LEE: Okay. Mr. Hokama.

COUNCILMEMBER HOKAMA: I appreciate my colleague from Paia-Haiku concerns. So, my question, Chair, is did the Office of the Mayor use some of his district's money for projects that wasn't what the Councilman wanted for the district?

ECONOMIC DEVELOPMENT DIRECTOR: No.

COUNCILMEMBER HOKAMA: So, it's not a matter of there's not enough money then in the pot?

ECONOMIC DEVELOPMENT DIRECTOR: No. There's, you know, sufficient monies. There's two pots of money, really, for Makawao Town Party. You know, one is from the, the Pukalani district.

COUNCILMEMBER HOKAMA: Yes, yes, yes, yes.

ECONOMIC DEVELOPMENT DIRECTOR: And the other is from the Makawao Town District.

COUNCILMEMBER HOKAMA: Yea, because historically, those pots of money is for the Members project, not the Mayor's Office projects. That's why we come up with the amounts. And the Members in budget deliberations state their desires of what they expect the district to receive for the pots of money we fund, okay. So, we expect our things to move forward, not something that one of your specialists can think about during employment. No, they only implement what we want.

And that's why, Chair, if it's not a matter of money, I'm like Mr. Molina, then why the reduction? Because he may have another project for his district that could utilize that

balance and that was our intent for funding that in the budgets, okay. It wasn't for the Mayor's Office to redistribute to where they want it to go. That's our--

CHAIR LEE: Ms. Fukumoto. Oh, I'm sorry, did you want to say something, Director? Go ahead.

BUDGET DIRECTOR: Chair, just to note that the reduction is not coming from the Haiku, Paia-Makawao district. It is coming from the Pukalani-Kula-Ulupalakua district.

COUNCILMEMBER HOKAMA: So, what about that district then?

COUNCILMEMBER SUGIMURA: So, I'll, I'll say something.

CHAIR LEE: Okay. Member Sugimura.

COUNCILMEMBER SUGIMURA: Okay. I was waiting to hear what everybody was going to say. As you know, this is one of my passions, right? So, I wanted to hear what the community is saying, and what the departments and Administration is saying. So, during budget, if we remember, there was a request for funding for "x" amount to be taken from MVB. And, and so what I did was, and I put it in, I put this, I put 25,000 into my district budget, the, out of the 140, 25,000 for entertainment to come from my budget.

The, Mr. Molina's budget for this event gratefully still stands. But the reduction is because of what Ms. Fukumoto was saying about the, it, it didn't just continue going July 1. If you remember, I forget his name, he owns Casanova, he and his wife were coordinating the event and they decided they weren't going to do it anymore. So, there was an active search going on of which I was hearing about it, and I'm sure Mr. Molina was involved in it, to try to find another coordinator to keep it going. The decision from, from what I heard was to take the event away from Makawao Town street, Baldwin Avenue. And the community, led by, by the community, would be moved to the Eddie Tam Gym.

And, and the money that you're talking about now is for the, only the entertainment portion and to really, to pay for Hawaiian, our entertainers from Hawaii and from Maui County especially, and to use the money for that. So, it's, it's just that portion. I am aware in the progress of this, as I've talked to the coordinators. And they did have a community meeting to, to talk about this change of the location and to get public, you know, sentiment and support. And so, it's been a process.

It's been different than, you know, the others that have just started. They just kind of started July 1. This didn't have the luxury because their coordinator quit. Not quit, but

moved on, and we have a new coordinator, a new group of community interest in this Makawao event. So, that kind of explains it. I do support the money being used for the purpose designated if, if you're wondering if it's okay with the district, because I think that we're all part of the, you know, the same economic development interest, and--

CHAIR LEE: Okay. So, your portion was reduced and Mr. Molina's portion is the same?

COUNCILMEMBER SUGIMURA: Yea.

CHAIR LEE: It was not reduced?

COUNCILMEMBER SUGIMURA: Oh, I don't know about his.

ECONOMIC DEVELOPMENT DIRECTOR: Clarification. So, Mr., the, the allocation in the Haiku district, Makawao district, was not pro, you know, was not like a proviso, right? And so, we did make the same change and allocate 16, yea, the 16.5 from the one district and the, so two districts together came to 33,000. So, they're getting a \$33,000 grant for doing four to, you know, four events instead of, you know, doing, yea, this, the full funding for 12 events, so.

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: Okay. I'm going to take a while to kind of figure this whole thing out, but I guess I can, I can live with this. But my main, you know, I just wanted to make my statements about, one, the organization being made aware. So, apparently, they have been made aware. And about the obstacles that they encountered with getting permits, because I was told by several of the organizers that was one of their challenges.

And that's possibly why they missed their deadlines, cause they weren't getting response, the response time from the department was affecting their ability to proceed. So, then when I heard about this reduction, that's why I wanted to ask what, you know, get to the bottom of this; why and how this occurred. So, okay, I appreciate the explanation from the Administration. Thank you, Madam Chair.

CHAIR LEE: Wait. Wait one second.

COUNCILMEMBER HOKAMA: Chair.

CHAIR LEE: Mr. Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair. I just had a clarification for Ms. Fukumoto. So, for Haiku-Paia district, it wasn't proviso'd, so we wouldn't have to make any amendments--

ECONOMIC DEVELOPMENT DIRECTOR: Budget amendments, correct.

COUNCILMEMBER SINENCI: --to that? Okay. Thank you.

COUNCILMEMBER HOKAMA: Chair.

CHAIR LEE: Mr. Hokama.

COUNCILMEMBER HOKAMA: I'll bring it up in my Committee; the discussion of events and Parks participation, Chair, before budget.

CHAIR LEE: Alright. Okay.

Yes.

COUNCILMEMBER SINENCI: I, I just, a quick comment. Thank you for that because our district has the same issues as well. We have annual festivals that happen, and so, sometimes going through the process and, and getting all those permits in time can, can be cumbersome for us. So, mahalo, Member Hokama.

CHAIR LEE: Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you. Yea, even in Lahaina I got some angry emails about the, banyan tree events. So, if that could be also under the same.

CHAIR LEE: Anymore for Mr. Hokama?

COUNCILMEMBER SUGIMURA: Chair.

CHAIR LEE: Yes, Ms. Sugimura.

COUNCILMEMBER SUGIMURA: So, going back to the Makawao Third Friday issue. There's, I think Karla Peters is here if anybody wants her to clarify this, this--

CHAIR LEE: I think we're going to take it up altogether.

COUNCILMEMBER SUGIMURA: Oh, okay.

CHAIR LEE: Yea. Any other comments? And so, are we going to just move on this or are we going to just refer it to Committee?

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: I would like to at least pass mines out today. If there's discussion on the Third Friday--

COUNCILMEMBER SUGIMURA: Oh the Molokai one?

VICE-CHAIR RAWLINS-FERNANDEZ: Yea, just because we're already past, you know, half of the fiscal. Yea, it's, it's one together.

CHAIR LEE: Okay. What number is that again?

VICE-CHAIR RAWLINS-FERNANDEZ: 20-17.

CHAIR LEE: Seventeen, any objections to moving forward on that one?

MEMBERS VOICED NO OBJECTION.

VICE-CHAIR RAWLINS-FERNANDEZ: Procedurally, I think we would have to amend the--

COUNCILMEMBER HOKAMA: So, so, Chair, yea, can we just have a short recess or the morning break?

CHAIR LEE: Okay.

COUNCILMEMBER HOKAMA: Cause I would like, at least Ms. Rawlins-Fernandez have the chance to check with the staff, because we may need to redraft ordinances, potentially, Chair.

CHAIR LEE: Oh, okay.

COUNCILMEMBER HOKAMA: So, if maybe they can have some few minutes please?

CHAIR LEE: Yea, we'll take a recess and return at 11:15.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo.

(THE MEETING WAS RECESSED BY THE CHAIR AT 11:03 A.M., AND WAS RECONVENED AT 11:16 A.M., WITH ALL MEMBERS PRESENT, EXCEPT COUNCILMEMBER KING, EXCUSED.)

CHAIR LEE: Will the Council meeting please reconvene.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. So, back to 20-17. The motion on the floor is to pass on first reading, with any non-substantive revisions and the filing of County Communication 20-17. We will not need an amendment on the bill today. And Member Molina can expand, but it, it sounds like what we'll do is we'll pass on first reading this bill and send the matter of Third Friday Makawao and other subject matter to Member Hokama's Committee, Healthy Families and Communities.

COUNCILMEMBER SUGIMURA: Is that a second? You need a second?

VICE-CHAIR RAWLINS-FERNANDEZ: You when second um already.

CHAIR LEE: Yea, it was moved and seconded. We're in discussion.

So, Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you, Madam Chair. Yea, I'm totally okay with this proposal now. And I appreciate Ms. Yoshimura and Ms. Fukumoto for the explanation as well. So, I'm in total full support of the motion on the floor. Thank you.

CHAIR LEE: Okay. Any other comments, questions? If not, all in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries.

Next item, Madam Clerk.

NO. 20-18 - MICHELE M. YOSHIMURA, BUDGET DIRECTOR,
(dated January 3, 2020)

Transmitting the following proposed bills entitled:

1. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF PARKS AND RECREATION, LANAI COMMUNITY PLAN AREA, PARKS AND RECREATION, BOND FUND, LANAI PARKS SYSTEM; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)";
2. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C – CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF PARKS AND RECREATION (LANAI PARKS SYSTEM)"; and
3. "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4985, BILL NO. 34 (2019), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE, SALE AND DELIVERY OF SAID BONDS (DEPARTMENT OF PARKS AND RECREATION – LANAI PARKS SYSTEM)".

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO WAIVE RULE 7(G) OF THE RULES OF THE COUNCIL AS IT RELATES TO BILLS ATTACHED TO COUNTY COMMUNICATION 20-18.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: It's been moved and seconded by Vice-Chair Rawlins-Fernandez and Member Sugimura, to waive the Rules of the Council. All in, any discussion?

All in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO PASS THE BILLS ATTACHED TO COUNTY
COMMUNICATIONS 20-18 ON FIRST READING, AND TO FILE
COUNTY COMMUNICATIONS 20-18; AND INCLUDE ANY
NONSUBSTANTIVE CHANGES.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by Member Sugimura, to
pass the bill attached to 20-18. Any discussion?

Oh yes, Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Members, these bills will provide
bond funding for the Lanai Community Field House Project within the Lanai Parks
System in the amount of \$533,700. The lowest bid for the project came in higher than
the funding for it, thus the additional funding is necessary.

Budget Director Yoshimura and Parks Director Karla Peters are both available for
questions. Mahalo for being here.

CHAIR LEE: Any other discussion?

Mr. Hokama.

COUNCILMEMBER HOKAMA: Chairman, thank you. I speak in support of the motion. I thank Budget Chair Rawlins-Fernandez for her willingness to bring it forward for consideration this morning, Chairman.

Members, I believe you're well aware of the projects we're talking about. I've been an advocate for many years. I appreciate your support. This morning, what we're doing, trying to do, Members, is again, redirect money. We are not asking for any new money for the projects. We are utilizing savings from two other projects and making an adjustment to one project that came in higher than we had anticipated. I can tell you that the community worked with the Parks Department. The Parks Department also worked with those that were planning to bid to try and bring the lowest price possible.

I am tired of the so-called Lanai factor, where contractors tend to up 30 percent of the bids for Lanai factor, whatever that is. But I appreciate the Parks Department of holding fast and making sure that, we got one thing, Members, they are holding their bids until we make a decision. So, there is no increase in, our escalating cost at this time. And I would ask if you would please take that into consideration so that we can move the project to construction. Thank you.

CHAIR LEE: Any further discussion or questions?

Yes, Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: Vice-Chair.

VICE-CHAIR RAWLINS-FERNANDEZ: I just, I wanted to just expand a little bit, because I think the Administration did a good job at saving on two other projects and that's why we're not spending additional funds. There was cost savings from two other projects, and that will be used to supplement this project so it can be completed. Mahalo.

CHAIR LEE: Okay. Any other questions or comments? If not, all in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA, PALTIN, SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries. Thank you.

Vice-Chair Rawlins-Fernandez. Oh, you haven't read it yet. Oh, okay.

VICE-CHAIR RAWLINS-FERNANDEZ: May the Clerk call it up?

CHAIR LEE: Okay. Go ahead.

DEPUTY COUNTY CLERK: Madam Chair, for the record, the bills attached to County Communication 20-18 are BILL NO. 2 (2020), BILL NO. 3 (2020), and BILL NO. 4 (2020). And the bill that was attached to County Communication 20-17 is BILL NO. 1 (2020)

NO. 20-19 - MICHELE M. YOSHIMURA, BUDGET DIRECTOR,
(dated January 3, 2020)

Transmitting the following proposed bills entitled:

1. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF MANAGEMENT, WAILUKU-KAHULUI COMMUNITY PLAN AREA, OTHER PROJECTS, INFORMATION TECHNOLOGY DATA CENTER IMPROVEMENTS; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"; and
2. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C – CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF MANAGEMENT (INFORMATION TECHNOLOGY DATA CENTER IMPROVEMENTS)".

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO WAIVE RULE 7(G) OF THE RULES OF THE COUNCIL AS IT RELATES TO THE BILLS ATTACHED TO COUNTY COMMUNICATION 20-19.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: It's been moved by Vice-Chair Rawlins-Fernandez, seconded by Member Sugimura, to waive the Rules of the Council.

Any discussion? All those in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO PASS THE BILLS ATTACHED TO COUNTY
COMMUNICATIONS 20-19 ON FIRST READING, INCLUDING
ANY NONSUBSTANTIVE REVISIONS; AND TO FILE COUNTY
COMMUNICATION 20-19.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Moved by Member Rawlins-Fernandez, seconded by Member Sugimura, to pass the attached bill to County Communication 20-19.

Discussion? Oh, yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Members, these bills will provide bond funding for the IT Center Improvement project in the amount of \$350,000. Like

the previous item, the lowest bid came in higher than the Fiscal Year '19 appropriation for the project, thus the funding is necessary. And Mr. Verkerke kind of explained some of the background of this in his testimony, and he's also here to answer questions, as well as Budget Director Yoshimura. Mahalo, Chair.

CHAIR LEE: Thank you. Are there any questions?

Yes, Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. I just want to state my full support for the motion on the floor and thank the Administration for the additional appropriations. Just more of a request from, I guess it would be Public Works, the, if we could get the, I guess specific locations of where the traffic counts are going to be and also the pedestrian counts on this. Oh, this, okay, sorry, wrong one, wrong one. We're not there yet. Okay. I don't know, I'm just too excited today.

CHAIR LEE: Yea, I know.

VICE-CHAIR RAWLINS-FERNANDEZ: Mr. Eager Beaver.

COUNCILMEMBER MOLINA: Alright.

CHAIR LEE: You hungry for pizza.

COUNCILMEMBER MOLINA: Strike, yea, strike that from the record, Madam Chair.

CHAIR LEE: Okay.

COUNCILMEMBER MOLINA: Thank you.

CHAIR LEE: Mr. Hokama.

COUNCILMEMBER HOKAMA: Gosh, I never got that excited in a long time. Thank you, Chairman. I have a few questions, please. So, help me understand. We give you 18 months to do CIP. So, what happened in the 18 months that all of a sudden in the last month, the 18th month, we figure out we in this position, we got to lapse and terminate the money? I mean, maybe we should go back to 12 month fiscal CIP again, because all we're doing in deferring by 6 months actions that should have been done 6 months ago.

MR. VERKERKE: Madam Chair, that's a fair question, Mr. Hokama. We spent a considerable amount of time exploring options by our staff as to how to address the problems that

we have in the data center. And we spent time exploring lower cost options to try to stay within the budget, and then working with several vendors and assessing the availability of vendors to implement the solution and, and assessing how effectively those solutions would address the problems we're having. It took us some time till we finally came to the conclusion that it couldn't be done 100 percent internally. So, then we put together an RFP for consulting engineering services and we engaged an engineering firm to draw up design specs to go out to bid with.

So, it's, it's not really the case that we just forgot about it for a year and then all of a sudden woke up. We spent a good portion of the time to make sure that we found the best solution and the most cost-effective way to address the problems we're having.

COUNCILMEMBER HOKAMA: Okay. Hearing that, Mr. Verkerke, and thank you for expounding on that point. What does this mean now to the delivery of payroll, to MAPPS? What does that mean for us on the . . . cause I've been waiting years and now you're telling me I'm going to wait years longer now, because this, because I figure this is one of your key components right; your AC requirements of your equipment?

MR VERKERKE: There is no direct impact on the schedule for those systems that you mentioned. The HR payroll is pretty much done. We went live with the last elements of phase two at the start of this month. So, we are wrapping it up. We are going into what we call a stabilization phase, you know, just deal with problems that crop up as people--

COUNCILMEMBER HOKAMA: Cause I hear we're having problems with DPS?

MR. VERKERKE: The configuration is so complex that there is always things that we discover in using it. Certain use cases are fairly rare so that, you know, a particular set of circumstances need to all come together at the same time to, to discover a particular configuration problem.

MAPPS is moving forward, but the air conditioning in the data center is not impacting the schedule. If we don't do it, it might, because what is the state of affairs with the air conditioning right now is that we have failures so we can't cool the room well enough to make all the equipment work well. So, sometimes we are forced to shut down equipment to reduce the temperature in the room. So, that's kind of a secondary impact on these projects. But upgrading, replacing the AC in the room is not going to stop any of those projects.

COUNCILMEMBER HOKAMA: Okay. And this is also connected to a backup emergency generation to maintain your system, Mr. Verkerke?

MR. VERKERKE: That's a separate track that we have some Homeland Security funding for. And we will be asking next year's budget for some funding to deal with the underground storage. So, but that's, that's the power supply. The AC itself is not going to change the requirements for the power supply in the room, so, so backup and all that stuff is, is not directly connected to this effort. It just makes everything more reliable to have a data center that will meet the requirements.

COUNCILMEMBER HOKAMA: Okay. So, this 350 is going to take care of your need as the bids have--

MR. VERKERKE: So, as I mentioned earlier, the engineering firm gave us an estimate, so we realized at the time that the funding wouldn't be correct. The bid came in close to the estimate, but we asked the contractor to hold the price for 180 days so that we would have an opportunity to work through the amendment process to make sure that we wouldn't have to go out to bid again on that. So, we would be able to move on this fairly quickly once the funding has been made available.

COUNCILMEMBER HOKAMA: Just so we kind of clear; where is this being located, Mr. Verkerke?

MR. VERKERKE: It's in the building here, the data center in this building.

COUNCILMEMBER HOKAMA: Yea, which is the third floor? No.

MR. VERKERKE: Second.

COUNCILMEMBER HOKAMA: Second floor. Thank you for that. Okay. Well, I was going to see if this was tied into emergency backup also. Mr. Sinenci and I, jun ken po. We get one backup generator we could kind of help you out with. Thank you, Chair.

CHAIR LEE: Thank you. Are there any questions or comments? If not, all in favor of the motion, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries.

Alright. See, Jacob, that was painless wasn't it? Jacob. Yea, good, he cannot hear.

Alright, next. Madam Clerk.

DEPUTY COUNTY CLERK: Madam Chair, for the record, BILL NO. 5 (2020) and BILL NO. 6 (2020).

NO. 20-20 - MICHELE M. YOSHIMURA, BUDGET DIRECTOR,
(dated January 3, 2020)

Transmitting the following proposed bills entitled:

1. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF PUBLIC WORKS, SPECIAL MAINTENANCE PROGRAM – GENERAL FUND; COUNTYWIDE, ROAD IMPROVEMENTS, HIGHWAY FUND; MAKAWAO-PUKALANI-KULA COMMUNITY PLAN AREA, ROAD IMPROVEMENTS, HIGHWAY FUND; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"; and
2. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C – CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF PUBLIC WORKS (COUNTYWIDE TRAFFIC CALMING PROGRAM; OLD HALEAKALA HIGHWAY TRAFFIC SIGNAL UPGRADE AT PUKALANI STREET; GUARDRAIL AND SHOULDER IMPROVEMENTS AT VARIOUS LOCATIONS)".

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. My request would be to refer to Committee.

Member Molina had a question, though.

COUNCILMEMBER MOLINA: Yea, that was the question I had asked earlier. Sorry; jumping the gun. There's something about 2020 and maybe seeing you with that red coat, Chair, that's getting me real going this morning. Trying to--

CHAIR LEE: What word did you say?

COUNCILMEMBER MOLINA: Yea, yea. Real attention grabbing, you know. No, just from Administration, when this is transmitted to Committee, to Member Rawlins-Fernandez's Committee, if we could get a specific list of locations where these traffic counts are going to be done at, as well as the pedestrian counts, and whatever else, cause I anticipate some community meetings coming up. And you know, I like to keep my community members in the Makawao district informed on a lot of things. So, but again, appreciate this proposal. Thank you.

CHAIR LEE: Okay. Thank you. Maybe you should take some aspirin, yea? Okay.

Member Paltin.

COUNCILMEMBER PALTIN: You know, just along the same lines, just wondering, you know, they're taking money from the Kahana Nui Basin, if it's been finished desilting and what are the other locations for the West Maui dams and projects; along the same line as Member Molina.

CHAIR LEE: Alright. Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. And I can, as the EDB Chair, I can put that, put those questions into a correspondence and send it to the Administration for responses.

CHAIR LEE: Okay. Any other comments from anybody else?

Oh yes, Mr. Molina.

COUNCILMEMBER MOLINA: Oh yea, one more additional request about speed tables. How many more speed tables and humps will this increase in appropriation add? We've had a lot of people ask.

VICE-CHAIR RAWLINS-FERNANDEZ: Got it. Mahalo.

CHAIR LEE: Oh, okay. She will take care of you.

COUNCILMEMBER MOLINA: You guys so accommodating; appreciate it.

CHAIR LEE: Okay. Any other comments or questions?

COUNCILMEMBER SUGIMURA: Mr. Molina, asked--

CHAIR LEE: So, we're getting silly now.

COUNCILMEMBER SUGIMURA: We're getting hungry.

CHAIR LEE: We're getting goofy. Yea, that's what happens when we get hungry.

COUNCILMEMBER SUGIMURA: Yea, so hurry up.

CHAIR LEE: Okay. Next item.

DEPUTY COUNTY CLERK: You have before you County Communication 20-21 from the Budget Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR--

CHAIR LEE: I'm sorry, Madam Clerk. Did we actually dispose of that, the bill, yea?

VICE-CHAIR RAWLINS-FERNANDEZ: It comes to Committee.

CHAIR LEE: I know you said you wanted to do that, but did we take a vote or do we, can, just do it without objections?

DEPUTY COUNTY CLERK: Yes, it can be referred without objections.

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: No objections. Very good. Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: Thank you.

The recommended action is that County Communication 20-20 be referred to the Economic Development and Budget Committee.

CHAIR LEE: I'm sorry. Go ahead, proceed.

NO. 20-21 - MICHELE M. YOSHIMURA, BUDGET DIRECTOR,
(dated January 3, 2020)

Transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF PARKS AND RECREATION, PARKS PROGRAM (GRANT TO THE LAHAINA RESTORATION FOUNDATION); TOTAL OPERATING APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)".

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO WAIVE RULE 7(G) OF THE RULES OF THE COUNCIL AS IT RELATES TO THE BILL ATTACHED TO COUNTY COMMUNICATION 20-21.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Okay. Moved by Council Vice-Chair Rawlins-Fernandez, seconded by Ms. Sugimura, to waive the Rules of the Council.

Any discussion? None. All in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA, PALTIN, SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries.

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO PASS THE BILL ATTACHED TO COUNTY COMMUNICATION 20-21 ON FIRST READING, INCLUDING ANY NONSUBSTANTIVE REVISIONS; AND TO FILE COUNTY COMMUNICATION 20-21.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Okay. Moved by Vice-Chair Rawlins-Fernandez, seconded by Member Sugimura, to pass the attached bill to County Communication 20-21 on first reading. Any discussion?

Yes, Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Members, this bill will increase the grant to the Lahaina Restoration Foundation under the Department of Parks and Recreation by \$150,000. The additional funding is for a Clean and Safe pilot project in Lahaina Town, similar to the program we have in Wailuku.

As you heard in testimony, the intention is to request for a full amount of \$300,000 for next fiscal year. And so, I think, you know, passing this today would give them that time to set the ball in motion so that we can see how successful the, the pilot project would be. And the future intentions is to partner with businesses in Lahaina to help pay for this program if it's successful.

CHAIR LEE: Further, oh, I'm sorry.

VICE-CHAIR RAWLINS-FERNANDEZ: And then we have Budget Director Yoshimura here for questions, and also Ms. Theo Morrison is still in the gallery if we would like to ask her to be a resource.

CHAIR LEE: Well we actually, I think we have a question from Ms. Paltin.

COUNCILMEMBER PALTIN: Oh, mine was just discussion that I'm very thankful to the Administration and our Lahaina organizations; Lahaina Town Action Committee and Lahaina Restoration Foundation for working together collaboratively. This is something that the community has been asking for, for some time, so I'm super stoked that, you know, it's moving forward, and just very thankful.

CHAIR LEE: Any further discussion?

Mr. Hokama.

COUNCILMEMBER HOKAMA: Chair, I'll support this this morning. One, I, your Committee will be reviewing how this is going to be implemented on the westside. Hopefully we'll have very good achievements such as the Wailuku program, Chair. And I can tell you, for Ms. Paltin, I got a lot of calls about banyan tree, the banyan tree. I mean, it's amazing how much calls about that one tree. So, your Committee will continue to review it, including all options of whether or not the County still maintain jurisdiction. Thank you.

CHAIR LEE: Very good. Any further questions or comments?

Member Sugimura.

COUNCILMEMBER SUGIMURA: I just want to also state that this clean and, Safe and Clean Program was also featured in National Association of Counties. I read it in their newsletter, their national newsletter, so it's gotten recognition. It's super successful in Wailuku Town and it takes the, the breath of the community to kind of all make it happen. It doesn't take only the contractor.

And Lawrence Kauhaha--

COUNCILMEMBER KAMA: Kauha`aha`a.

COUNCILMEMBER SUGIMURA: --who created this, and retired police officer in Wailuku, is there in Lahaina everyday cause he's also a coach in Lahaina for the football team. So, I'm sure that he can help provide guidance or even take on a new project. But he's super amazing. So, let's pass this.

CHAIR LEE: Thank you.

Member Kama.

COUNCILMEMBER KAMA: Yes. Thank you, Chair. I'm not sure when the pilot program stops being a pilot program. It's actually a program. But I know that in Kahului we're looking forward to have this similar type program in Kahului, as we're working also with Mr. Kauha`aha`a. So, hopefully next budget season we'll have a nice clean and sober community in Maui. Thank you.

CHAIR LEE: Okay. Very good.

All in favor of the motion, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries. Thank you.

Madam Clerk.

DEPUTY COUNTY CLERK: For the record, BILL 7 (2020).

NO. 20-22 - MICHELE M. YOSHIMURA, BUDGET DIRECTOR,
(dated January 3, 2020)

Transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF FIRE AND PUBLIC SAFETY, FIRE/RESCUE OPERATIONS PROGRAM; TOTAL OPERATING APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)".

CHAIR LEE: Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO WAIVE RULE 7(G) OF THE RULES OF THE
COUNCIL AS IT RELATES TO THE BILL ATTACHED TO
COUNTY COMMUNICATION 20-22.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: This must be a record for waiving.

COUNCILMEMBER SUGIMURA: Yea.

CHAIR LEE: Yea?

CHAIR LEE: Alright. Moved by Vice-Chair Rawlins-Fernandez, seconded by Member Sugimura, to waive the Rules of the Council.

All those in, oh, discussion. Any discussion?

Mr. Hokama.

COUNCILMEMBER HOKAMA: Chair, I appreciate you bringing this up, because 20 years ago, the part of the current Council Rules to have it referred was because it was . . . years ago, if you recall, we had a lot of things that did not go to Committee for committee review. There was no committee report, no committee recommendation, public didn't know what was the discussion, cause Council would bypass that process. And then we had made the rule that things needed to be referred to have that process done with the community through Committees and not do Committee work at Council.

So, I understand situations arise, Chair, and I appreciate your graciousness of allowing the posting. But I would ask the Administration, that is follow the process. I think we all know that it needs, should go through Committee for appropriate discussion at the Committee level for Committee recommendation to the full body, Chair. So, I, I just bring that up that I would appreciate, as best as can, the departments come and follow the timing as a--

Because, I understand, Chief, you're in a unique position, but every fire that comes up, I can count that hundreds of thousands are being deducted, so, you know, I, I need more appropriate timing on us instead of waiving our procedures. Thank you, Chair.

CHAIR LEE: Alright. Any further discussion? All those in favor of the motion, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries.

Madam Clerk.

COUNCILMEMBER HOKAMA: We gotta vote on the--

CHAIR LEE: Oh, yes.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO PASS THE BILL ATTACHED TO COUNTY
COMMUNICATION 20-22 ON FIRST READING, INCLUDING
ANY NONSUBSTANTIVE REVISIONS; AND TO FILE COUNTY
COMMUNICATION 20-22.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Second, okay. Moved by Rawlins-Fernandez, seconded by Sugimura, to pass county com, a bill attached to County Communication 20-22 on first reading.

Discussion? Okay, it's just like you and I are the only ones in the meeting today.

VICE-CHAIR RAWLINS-FERNANDEZ: And Member Hokama.

CHAIR LEE: Yea, and Member Hokama. Alright. Okay, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Members, this bill will increase the Category B (Operations) appropriation for the Department of Fire and Public Safety's Fire/Rescue Operations Program, by \$600,000. The additional funding is to account for additional expenses incurred by the Department relating to helicopter and heavy equipment costs, because of the many brush fires that have happened recently.

We heard in Chief Thyne's testimony that it's been three times the amount of brush fires this year with covering more than six times the normal acreage. So, it's, it's been extensive as well as the rescues; many hikers going off the trail and, and needing that kind of assistance. And that there's only \$7,000 left in the helicopter budget, as Chief Thyne mentioned.

And I just, I wanted to also support what Member Hokama is saying as far as it coming to Committee, items coming to Committee for fully vetting and recommending to the Council and that there's clear discussion for the public to be able to track. I fully support that. These items are kind of time-sensitive and budget is coming up. And it was, it, it's at my request to waive these on the floor today for the Council to consider taking, taking it up. So, mahalo to the Administration for working with me on getting these through quicker so that we can serve our community the way they need.

So, we have Chief, Fire Chief Thyne on the floor for questions, as well as our Budget Director Yoshimura.

CHAIR LEE: Okay. We already heard from them. Anybody else have discussion?

COUNCILMEMBER HOKAMA: Chair. Question.

CHAIR LEE: Yea, Mr. Hokama.

COUNCILMEMBER HOKAMA: Chief, we know about the fires, yea. I mean, we all pay attention. Have you had an increase in use of your equipment for non-fire, so whether it be surf, a missing hiker, a shark attack? I mean, has that increased as well, that you need your chopper that much more?

FIRE CHIEF: I don't, thank you, oh, sorry, Chair, if I could answer. Thank you, Member Hokama. So, I would have to, you know, fully break down the statistics, but just, you know, paying attention to the radio and things that go on we're, we're probably slightly above our call volume and it's probably due to the increased visitor counts and what not.

And when I talked to our Fire Commission, I always, you know, present them with the most recent, you know, counts and what not. And we see, you know, certainly some trends that escalate, you know, fire season being fire season and then we get the surf and what not. So, we'll see that constant up and down, if you will and then the ebb and flow based on the tourism population, our high seasons and things of that nature.

So, in the end, when we come to you before, you know, budget, typically we, we kind of have a snapshot of that, that previous year. And so, currently, obviously the trend in fires has gone up. You know, the, the winter season and surf season and what not is, is now upon and we'll see as that runs its course. We certainly didn't have, you know, Kaikai Nishiki mentioned the, you know, the body recoveries and the searches, this, the previous fiscal year. And so, that obviously consumed a lot of manpower and,

and airtime. But, so, comparatively, that, those one or two incidents were long in nature and use a lot of airtime.

So, on paper, that may look like an, you know, an increase versus maybe we went on four, or seven, or eight more numbers, or ten more numbers-wise that were short in duration. So, it kind of all comes out in the end. So, for right now I can't give you a hard and fast where our spike is outside of the fires for sure.

COUNCILMEMBER HOKAMA: Okay. No, no, I appreciate your comments. Most of us, we can see what's happening in the water, yea? There's a lot of manos on the, a lot, those tigers are huge on north shore Lanai, okay; huge. So, they're out there, and understand, you know, things can occur. So, I, I appreciate.

Because of the situation with helicopter safety and incidents in Hawaii, has it made an impact on the hourly charges we're being assessed by helicopter service providers?

FIRE CHIEF: Chair.

CHAIR LEE: Go ahead.

FIRE CHIEF: So, Member Hokama, our contract as you, I know you're aware, is, is a contract that gets put forth every, I believe, three years and then there's extensions that are added on. Part of the contract you can choose to continue it for, I believe, it's two more years and then you renegotiate. So, so that price is set. And then the hourly price is also set. So, there, there's no increase.

COUNCILMEMBER HOKAMA: I was wondering if NTSB, because, you know, yea, what has been occurring with some of our helicopter incidents. They may have come up with new guidelines or requirements that is impacting now your costs.

FIRE CHIEF: Yea, no, it hasn't, Member Hokama, to date. But again we, as we come up on the next negotiation, it may, there may be some new regulations or things that the contractor needs to provide that will increase that price. That's possible.

COUNCILMEMBER HOKAMA: Okay. So, as long as you're, you're okay, Chief?

FIRE CHIEF: Mhm.

COUNCILMEMBER HOKAMA: Okay. Thank you, Chair.

CHAIR LEE: Member Kama.

COUNCILMEMBER KAMA: Thank you. So, you know, my question has more to do with the toll that all of these fires that you didn't count on are now coming up. And probably we're going to look at that in the future too. So, what does that do to the toll on the human body itself when you have a fire today and then next week you have another fire again? I mean, I know you have time to recoup, but just the toll itself on the human body, what has that done?

FIRE CHIEF: Chair. Member Kama, thank you. Yea, our, you know, our firefighters, our responders, you know, it's, it's part of the job. But it's also something that we, as Administration, and folks like our Training Bureau, and Health and Safety Bureau have to prioritize as far as taking care of the, you know the respondent because ultimately, we serve you and the public. And so, for us and Administration and our various bureaus that support our firefighters and responders, you know, we serve them.

And so, in that case, some of our strategies and tactics have evolved over the years to what we call indirect attack. I've talked to this body, a few different faces now that as I look out but, in the past about different techniques we used that removes the firefighter from the direct suppression tactic of a firehose at the end of a line facing a wall of fire that's, you know, a mile long. And, and we've gone with, you know, strategies and tactics.

I know this isn't a class, so I'll shorten it. But to remove the firefighter from that equation and to do what they've done for years in the harvesting arena; and that's called backfire or firing out. And you see that a lot on the mainland, you see that now going on in Australia, and it's a, and it's a way to remove the fuel from the fire without having the firefighter being the one at the end of the hose. So, there's certainly a combination that happens. And there certainly is a lot of stress involved. And there certainly is a lot of physical effort even with indirect attack, because there still is the combination happening with direct attack, you know, controlling fires around utilities or, or up against a structure. So, we're doing a combination 90 percent of the time probably.

So, there is a toll, but that's something we have to pay attention to with our fitness programs, our wellness programs, our equipment to make sure that we have the best equipment for them. And also, our policies; to have medical monitoring and unseen rehab. One thing this body did is give us stand-by pay for medical, stand-by for Health and Safety Bureau, so they can bring out rehab, and rehab and medically monitor our firefighters. And that's huge, and we thank you for that.

CHAIR LEE: And you're welcome. Thank you.

FIRE CHIEF: And that's something we hadn't always been able to do before.

CHAIR LEE: Chief, thank you very much. Any further questions?

COUNCILMEMBER KAMA: No. Thank you, Chair. And thank you, Chief. I so do appreciate our first responders.

CHAIR LEE: Okay.

COUNCILMEMBER KAMA: Thank you, Chair.

CHAIR LEE: This might be controversial, but maybe we can think about having, knowing that there are going to be adjustments to perhaps when there's an emergency, that we consider a dollar amount like \$500,000 that they can move due to health and safety reasons. And then report back to the County Council when those instances occur. So, anyway, food for thought, you know, in the next budget.

Okay, all those in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries. Okay.

COUNCILMEMBER SUGIMURA: She's trying to get to lunch.

CHAIR LEE: Oh, did you, did you want to say something?

VICE-CHAIR RAWLINS-FERNANDEZ: It's okay. I was just going to say that the questions that Member Hokama had, I as the Budget Chair, I can put them into a written correspondence and get response from the Department. That's all. Mahalo.

CHAIR LEE: Oh okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo. Aye.

CHAIR LEE: Okay. So, Madam Clerk.

DEPUTY COUNTY CLERK: For the record, BILL 8 (2020).

CHAIR LEE: Okay.

NO. 20-23 - TASHA KAMA, PRESIDING OFFICER PRO TEMPORE,
(dated December 22, 2019)

Transmitting a proposed resolution entitled "URGING THE STATE OF HAWAII LEGISLATURE TO PROVIDE PARITY FOR NATIVE HAWAIIAN BENEFICIARIES OF THE HAWAIIAN HOMES COMMISSION ACT OF 1920 WITH ALL OTHER CITIZENS OF THE STATE OF HAWAII IN FORECLOSURE ACTIONS".

CHAIR LEE: Okay, who wants to take this one?

COUNCILMEMBER KAMA: Chair.

CHAIR LEE: Okay. Member Kama.

COUNCILMEMBER KAMA: Thank you, Chair.

I MOVE TO WAIVE COUNTY COMMUNICATION, I MOVE TO WAIVE COMMITTEE REFERRAL OF THE COUNTY COMMUNICATION 20-23, PURSUANT TO RULE 7(G) OF THE COUNCIL RULES.

COUNCILMEMBER SINENCI:

SECOND.

VICE-CHAIR RAWLINS-FERNANDEZ: Second.

CHAIR LEE: Moved by Member Kama, seconded by Member Sinenci. I was going to say Molina, but he didn't say anything, so.

COUNCILMEMBER KAMA: He's not excited.

CHAIR LEE: Okay.

COUNCILMEMBER KAMA: Thank you.

CHAIR LEE: To waive the Rules of the Council. Any discussion?

Yes, Ms. Kama.

COUNCILMEMBER KAMA: This resolution urges the State of Hawaii to do the right thing and treat its Hawaiian homesteaders the same as other home-owning residents of the State.

COUNCILMEMBER MOLINA: Chair, we're on the waiver, yea? Sorry.

CHAIR LEE: Yea, this, this is the waiver.

COUNCILMEMBER KAMA: Yes, it's the . . . of the waiver.

CHAIR LEE: So, we don't have to go into the--

COUNCILMEMBER KAMA: Right.

CHAIR LEE: --details.

COUNCILMEMBER KAMA: With the imminent convening of the State Legislature, it would be good to make this statement of support our Hawaiian homesteaders sooner than later. Dealing with this matter today would allow us to do that, so I ask your support of this motion. Okay.

CHAIR LEE: Okay. Any other comments or questions?

Mr. Hokama.

COUNCILMEMBER HOKAMA: I'm speaking in full support. I've been working with the Department for over eight years on this issue of delinquencies and how it's impacted our residents; whether it be on Molokai, or Maui, or even now Lanai, with some of our homesteaders. My disappointment in how the Department has treated, especially our Maui County beneficiaries, is very differently from Kauai, Oahu, and the Big Island. Even if trustees made decisions, the Department never followed through, they would have addressed what I believe is some of the current concerns of those that have testified this morning. So, I can tell you that I'm in support.

I think we need to help push the buttons, so it comes to a head. I think the beneficiaries need to be informed very clearly, and how the Department's going to be moving forward in a fair, equitable, and I think most important for our beneficiaries; consistency. I think they want consistency in how the Department moves forward, and not tell one

beneficiary this story and then tell another a different version. So, I am in full support. I am happy that the Maui County Council is going to take the lead in this, Chair. Thank you.

CHAIR LEE: Okay. So, this is on the Rule, okay.

COUNCILMEMBER MOLINA: Yea, thank you, Madam Chair. Just as the Committee Chair, that would have gotten this resolution, I totally support the waiver of it, because, you know, we got the State Legislature coming up. The sooner we can put the bug in our Legislators ears about this concern, the better. Thank you.

CHAIR LEE: Okay. Mr. Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair. I just wanted to quickly say that I appreciate our Maui County residents who have taken this upon themselves, and has brought it to our attention. And I speak in full support. Mahalo.

CHAIR LEE: Okay. All those in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Now you can make the motion, Member Kama.

COUNCILMEMBER KAMA:

CHAIR, I MOVE TO PASS THE RESOLUTION ATTACHED TO
COUNTY COMMUNICATION 20-23 ON FIRST READING, AND
FILE COUNTY COMMUNICATION 20-23.

COUNCILMEMBER MOLINA:

SECOND.

CHAIR LEE: Been moved by Member Kama, seconded by Mr. Molina, to pass the resolution.

All those in, well, is there any discussion? Do you have any more discussion?

COUNCILMEMBER KAMA: Yes. Yes, I do. Thank you, Chair.

CHAIR LEE: You do? Okay.

COUNCILMEMBER KAMA: Just one.

CHAIR LEE: Alright.

COUNCILMEMBER KAMA: Well, we have our resource people too if you guys would like. But, Hawaiian homesteaders who face financial challenges that would place their homes in peril of foreclosure did not have the same opportunities to address their challenges as those who have homes outside of Hawaiian Home Lands. This resolution asks the State Legislature to act so that those homesteaders can be on an even footing with those outside of Home Lands. They're only asking for the same opportunities available to all other homeowners in this State. This is about doing what is right, and I strongly request my colleagues to vote with me to pass this resolution. Thank you, Chair.

CHAIR LEE: Any further discussion?

COUNCILMEMBER MOLINA: Yea, Madam Chair.

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: I totally support this and just, it's ironic that it's, this year makes 100 years, yea, since the Hawaiian Homes Commission Act?

COUNCILMEMBER KAMA: Yes.

COUNCILMEMBER MOLINA: And, and it's somewhat sad that it's taken this long for our Native Hawaiians. You know, looking at the, the proposed resolution, "to provide parity for Native Hawaiians". I mean, it's so sad we should be even talking about this now. It should have been done years ago, you know. So, this is definitely very timely. I appreciate Member Kama for making this proposal to waive referral to Committee, address this today and have the body vote on it so our Legislators can act on it. Thank you.

CHAIR LEE: Any further discussion? If not, all those in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries. Alright. Very good.

Okay. Madam Clerk.

DEPUTY COUNTY CLERK: For the record, RESOLUTION 20-2.

NO. 20-24 - KELLY TAKAYA KING, COUNCIL CHAIR,
(dated January 2, 2020)

Relating to sea-level rise, shoreline erosion, and managed retreat.

The recommended action is that County Communication 20-24 be referred to the Climate Action Resilience Committee; and the matter be referred to the Planning and Sustainable Land Use Committee.

(See pages 44 and 45 for discussion.)

NO. 20-25 - TAMARA PALTIN, COUNCILMEMBER,
(dated January 3, 2020)

Transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 18.20.040, MAUI COUNTY CODE, RELATING TO EXISTING STREETS".

The recommended action is that County Communication 20-25 be referred to the Planning and Sustainable Land Use Committee.

CHAIR LEE: Okay. Any objections to these referrals?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered.

DEPUTY COUNTY CLERK: Madam Chair.

CHAIR LEE: Yes.

DEPUTY COUNTY CLERK: Proceeding with ordinances for second and final reading.

ORDINANCES

ORDINANCE NO. _____
BILL NO. 71 (2019)

A BILL FOR AN ORDINANCE AMENDING
THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO APPENDIX A, PART I,
GRANTS AND RESTRICTED USE REVENUES – SCHEDULE OF GRANTS AND
RESTRICTED USE REVENUES BY DEPARTMENTS AND PROGRAMS,
OFFICE OF THE MAYOR
(COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM)

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. May I request that the Clerk also call up Bills 72 through 77.

COUNCILMEMBER MOLINA: No objection.

VICE-CHAIR RAWLINS-FERNANDEZ: And if the Clerk would like to take a gulp of water before reading all those. Mahalo, Chair.

CHAIR LEE: Okay, 71 through 77.

VICE-CHAIR RAWLINS-FERNANDEZ: Yes.

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay, no objections.

Madam Clerk.

(Councilmember Kama was excused from the meeting at 12:00 p.m.)

ORDINANCE NO. _____
BILL NO. 72 (2019)

A BILL FOR AN ORDINANCE AMENDING
THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO APPENDIX A, PART I,
GRANTS AND RESTRICTED USE REVENUES – SCHEDULE OF GRANTS AND
RESTRICTED USE REVENUES BY DEPARTMENTS AND PROGRAMS,
EMERGENCY MANAGEMENT AGENCY
(STATE HOMELAND SECURITY GRANT (SHSG) PROGRAM)

ORDINANCE NO. _____
BILL NO. 73 (2019)

A BILL FOR AN ORDINANCE AMENDING
THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO APPENDIX A, PART I,
GRANTS AND RESTRICTED USE REVENUES – SCHEDULE OF GRANTS AND
RESTRICTED USE REVENUES BY DEPARTMENTS AND PROGRAMS,
DEPARTMENT OF HOUSING AND HUMAN CONCERNS
(VOLUNTARY CONTRIBUTIONS)

ORDINANCE NO. _____
BILL NO. 74 (2019)

A BILL FOR AN ORDINANCE AMENDING
THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO APPENDIX A, PART I,
GRANTS AND RESTRICTED USE REVENUES – SCHEDULE OF GRANTS AND
RESTRICTED USE REVENUES BY DEPARTMENTS AND PROGRAMS,
DEPARTMENT OF HOUSING AND HUMAN CONCERNS
(STRATEGIC PREVENTION FRAMEWORK PARTNERSHIPS FOR SUCCESS)

ORDINANCE NO. _____
BILL NO. 75 (2019)

A BILL FOR AN ORDINANCE AMENDING
THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO APPENDIX A, PART I,
GRANTS AND RESTRICTED USE REVENUES – SCHEDULE OF GRANTS AND
RESTRICTED USE REVENUES BY DEPARTMENTS AND PROGRAMS,
DEPARTMENT OF POLICE
(DEPARTMENT OF HEALTH (DOH) GRANTS)

ORDINANCE NO. _____
BILL NO. 76 (2019)

A BILL FOR AN ORDINANCE AMENDING
THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO APPENDIX A, PART I,
GRANTS AND RESTRICTED USE REVENUES – SCHEDULE OF GRANTS AND
RESTRICTED USE REVENUES BY DEPARTMENTS AND PROGRAMS,
DEPARTMENT OF POLICE
(EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANTS)

ORDINANCE NO. _____
BILL NO. 77 (2019)

A BILL FOR AN ORDINANCE AMENDING APPENDIX A
OF THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES –
SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2020,
AFFORDABLE HOUSING FUND (HABITAT FOR HUMANITY,
AFFORDABLE HANA HOUSING PROJECT)

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO PASS BILL 71 THROUGH BILL 77 ON SECOND
AND FINAL READING.

COUNCILMEMBER SINENCI:

SECOND.

CHAIR LEE: It's been moved by Vice-Chair Rawlins-Fernandez, seconded by Member Sinenci, to move all those bills on second and final reading.

Discussion? Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Bill 71 through Bill 76 make amendments through various grant appropriations for the various County departments. Bill 71 doesn't affect the CDBG programs appropriation, but it does change some of the projects in the funding can be used for. Bill 77 will allow the County to provide funding from the Affordable Housing Fund for the 100 percent Affordable Hana Housing project. All these bills passed unanimously out of Committee and on first reading, and hopefully again on second reading. Mahalo, Chair.

CHAIR LEE: Okay, any further discussion? All those in favor of the motion, say "aye".

AYES: COUNCILMEMBERS HOKAMA, MOLINA, PALTIN,
SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-
FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBERS KAMA AND KING.

CHAIR LEE: Motion carries.

Madam Clerk.

ORDINANCE NO. _____
BILL NO. 78 (2019)

A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR
TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE
DEPARTMENT OF THE ATTORNEY GENERAL, STATE OF HAWAII, RELATING
TO GRANTING OF FUNDS FOR THE VICTIMS OF CRIME ACT VICTIM
ASSISTANCE GRANT PROGRAM, SPECIAL NEEDS ADVOCACY PROJECT

CHAIR LEE: Member Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. If there are no objections, may I request the Clerk also call up Bills 79 and 80?

CHAIR LEE: No objections? Any objections?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered.

(Councilmember Kama returned to the meeting at 12:03 p.m.)

ORDINANCE NO. _____
BILL NO. 79 (2019)

A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR
TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE
DEPARTMENT OF THE ATTORNEY GENERAL, STATE OF HAWAII, RELATING
TO GRANTING OF FUNDS FOR THE STOP VIOLENCE AGAINST WOMEN
FORMULA GRANT, DOMESTIC VIOLENCE INVESTIGATION

ORDINANCE NO. _____
BILL NO. 80 (2019)

A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO
INTERGOVERNMENTAL AGREEMENTS WITH THE STATE OF HAWAII,
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS, HAWAII
OCCUPATIONAL SAFETY AND HEALTH DIVISION, FOR THE SETTLEMENT OF
ALLEGED VIOLATIONS AT THE KAHULUI, KIHEI, AND LAHAINA
WASTEWATER RECLAMATION FACILITIES

CHAIR LEE: Ms. Tamara. Oh, I'm sorry. Mr. Molina.

COUNCILMEMBER MOLINA: Thank you very much, Madam Chair. As read by the Clerk, the bills are all self-explanatory and were approved in Committee.

SO, I WOULD ASK FOR THE MEMBERS FULL SUPPORT OF
THESE BILLS ON SECOND AND FINAL READING. THANK
YOU.

CHAIR LEE: Very good. Any discussion? All those in favor, did, did, was that a motion?
That was your first motion?

COUNCILMEMBER MOLINA: Oh, yea, I don't, made a--

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: Okay. I need a second, I need a second. Okay, we'll have a second from Mr.,
Ms.--

Okay, I'll take a third, how's that? Okay, are we all legal, Madam Clerk? We're legal?
Okay.

Any discussion? Any further discussion? If not, all those in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries. Very good, Mr. Molina.

Next bill.

ORDINANCE NO. _____
BILL NO. 81 (2019)

A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM R-2 RESIDENTIAL
DISTRICT TO B-2 COMMUNITY BUSINESS DISTRICT (CONDITIONAL ZONING)
FOR PROPERTIES IDENTIFIED AS TAX MAP KEYS (2) 3-9-003:003 AND (2) 3-
9-003:005, LOCATED AT 30 ALAHELE PLACE AND 33 AUHANA ROAD, KIHEI,
MAUI, HAWAII

CHAIR LEE: Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. I'd like to check with the Clerk that the unilateral agreement for Bill 81 has been recorded with the Bureau of Conveyances.

DEPUTY COUNTY CLERK: Madam Chair, yes, it has been recorded.

COUNCILMEMBER PALTIN: Thank you.

I'LL MOVE TO PASS BILL 81 (2019) ON SECOND AND FINAL READING.

COUNCILMEMBER SINENCI:

SECOND.

COUNCILMEMBER KAMA: Second.

CHAIR LEE: Moved by Member Paltin, seconded by Member Sinenci, to move Bill 81 on second and final reading.

Any discussion? Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you. This bill will allow South Maui Gardens Plant Nursery to conduct B-2 Business District uses, uses with conditions including restricting transient accommodation use and baking bread to sell.

CHAIR LEE: Okay.

COUNCILMEMBER PALTIN: Passing this bill will let the 20-year old plant nursery conduct retail transactions on site and allow the onsite bakery to reopen. No further discussion, Chair.

CHAIR LEE: Any other questions or comments? If not, all in favor of the motion, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA, PALTIN, SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries.

Madam Clerk.

DEPUTY COUNTY CLERK: Madam Chair, there is no further business before the Council.

CHAIR LEE: Okay. Any announcements?

COUNCILMEMBER MOLINA: Madam Chair, yea.

CHAIR LEE: Yes, Mr. Molina.

COUNCILMEMBER MOLINA: Just want to congratulate you on your first meeting as Council Chair for the new decade, new millennium, and thank you for your leadership.

CHAIR LEE: And the new week. Okay. Alright.

Yes, Ms. Sugimura.

COUNCILMEMBER SUGIMURA: So, I just also want to express our gratitude. And I can feel the, the fun that we had at this Council meeting. I don't think I've ever experienced anything like this--

CHAIR LEE: Well, you know, no matter what the subject matter is, I hope we can retain this camaraderie, you know, because at the end of the day, you know, we have more and more other items to deal with. So, you know, if we disagree today, you know, we have other things coming up that we may agree on. And you know, we really need each other. I mean, there's nobody here that's going to do it by him or herself.

So, and in line with that, we're having a team building meeting at 12:09 in the, in the Clerk's conference room and we're having free pizza.

Yes?

COUNCILMEMBER PALTIN: Not it on the Sunshine report. Not it.

CHAIR LEE: Well, it's a lunch, you know. I don't know if people want to know about what we do at lunch. Yea, which pizza we pick. I don't know. It, this is, this is really a social event. And I'm, it's not us alone; it's for all of our staff on the seventh and eighth floors are invited, yea. Okay. So, we want to invite everybody to come.

I want to thank you very much, everybody, for, for your good spirit. You know, it makes me feel so good to be a part of this Council. I really mean it. Thank you very much. And with that, oh, Ms. Kama.

COUNCILMEMBER KAMA: Chair, I just want to say thank you to you for giving us the, the freedom to be able to express what it is we have to say and how we say it to each other in the manner of respect for one another, and our differences as well as our similarities, so thank you.

CHAIR LEE: Thank you. And I want to let you know, and no matter how much I grumble with all of you from time to time, I really value every and each one of you very, very much. With that, I shall say meeting adjourned.

ADJOURNMENT

The regular meeting of January 10, 2020 was adjourned by the Chair at 12:10 p.m.



KATHY L. KAOHU, COUNTY CLERK
COUNTY OF MAUI, STATE OF HAWAII

1/10/20

Aloha,

My name is Juliana Montalvo. I am advocating about agenda item 20-23 on a proposed resolution entitled, "Urging the State of Hawai'i Legislature to provide parity for native Hawaiian beneficiaries of the Hawaiian Homes Commission Act of 1920 with all other citizens of the State of Hawai'i in foreclosure actions."

I'm a homesteader here on Maui, a wife of 24 years, and mom of three wonderful children. I cannot thank you enough for this resolution — as a homesteader who knows firsthand the disarray at DHHL. It is imperative that Hawaiians have the same access to foreclosure prevention, to workouts like all other citizens.

This resolution is maika'i loa. It doesn't ask for special treatment of our people, but the same access to solutions that our fellow citizens have. I'm proud of our County Council for seeing to its native Hawaiian citizens in Maui County. We urge support of this resolution to help our state Legislature do something fair and needed for Hawaiians in every county.

My family is a victim of the lack of written policies, of being told contradicting information by different DHHL staff. It's not right. A lot of pain for my family, for my kids, could have been avoided with plainspoken written policies. Mahalo.

-Juliana Montalvo, (808) 283-4946

Aloha mai kakou,

My name is Kekoa Enomoto. I also am testifying on agenda item 20-23 on a proposed Maui County Council resolution entitled, “Urging the State of Hawai‘i Legislature to provide parity for native Hawaiian beneficiaries of the Hawaiian Homes Commission Act of 1920 with all other citizens of the State of Hawai‘i in foreclosure actions.”

I serve as the elected 2019-23 president of the Maui/Lana‘i Moku-puni Council, a consortium of 14 Hawaiian homesteads and homestead associations. On behalf of the Moku-puni Council, I urge you to favor such a Maui County Council resolution to be presented at the 30th Hawai‘i legislative session that convenes this Wednesday. The resolution may prompt legislative action that, in turn, may propel the Department of Hawaiian Home Lands to adopt codified policies and procedures on homelands foreclosures and evictions.

I would like to briefly excerpt a related letter that I have appended to my testimony for your consideration.

Mahalo, -Kekoa Enomoto, (808) 276-2713

Meaningful Support Opportunity
 Preventing Foreclosure on
 Hawaiian Home Lands - A Family Guide



January 2020

In 2019, our nonprofit community organizations identified high loan delinquency and foreclosure threats on Hawaiian Home Lands as a priority to assist working class families to remain in their homes rather than face displacement, and to access loan loss mitigations common in the lending industry, but illusive on trust land mortgages due to a lack of clarity on what and how in a comprehensive way.

Can you help? We are working with subject matter experts in the legal and banking community to quickly produce the *Preventing Foreclosure on Hawaiian Home Lands – A Family Guide*. We know this comprehensive Guide will be a powerful solution in the hands of working class families, especially with children, to navigate very different processes on trust lands required to remain in their homes and how to access relevant industry standard loan loss mitigations, including forbearance, loan modifications, loan assumptions and other successful approaches common with all other citizens in our State.

We absolutely know this Guide will stave off unnecessary suffering and home displacement by moms, dads, and children during this record period of insufficient inventory of affordable housing in Hawaii. Their best chance is to remain in their homes, to continue working, sending kids to school. We know this is good for Hawaii too.

Can you help? We are looking for philanthropic community sponsors, individuals and businesses, to help defray the cost of the *Preventing Foreclosure on Hawaiian Home Lands – A Family Guide*.

Please join this effort, please stand with us and be recognized in the Guide itself, to directly help families in perhaps one of the most important family actions to impact Hawaii’s children and frankly generations. If knowledge is power - this Guide gives families the knowledge to change a short-term economic dilemma into long term family success!

Yes! We Want to Join the Effort to Help this Meaningful Family Initiative!

Name: _____

Org Name if Applicable: _____

Address: _____

Phone: _____ Email: _____

I/We Authorize Including our Identity in the Guide OR I/We Prefer to Remain Anonymous

INDIVIDUALS

- \$500 \$1,000
- \$750 \$2,000
- Other: _____

BUSINESSES / ORGANIZATIONS

- \$2,500 \$3,500
- \$3,000 \$4,000
- Other: _____

All donations are tax deductible, and will be directed to the *Preventing Foreclosure on Hawaiian Home Lands – A Family Guide* project of HCDC/HHA. All donors will receive a copy of the final Guide. Remit to HCDC, 1451 South King Street, Suite 448, Honolulu, Hawaii 96814 or email info@hawaiianhomesteads.org for more information. Mahalo for any consideration by your family or organization.

SCHHA, founded in 1987, is the oldest and largest national coalition of native Hawaiians eligible for allotments of trust lands under the Hawaiian Homes Commission Act of 1920 (HHCA), a federal land trust enacted by Congress like American Indian and Alaska Native land allotment programs. HCDC is a statewide 501c3 nonprofit dedicated to affordable housing, job creation, and the Homestead Loan Fund serving native Hawaiian families.