

**COUNCIL OF THE COUNTY OF MAUI**  
**BUDGET AND FINANCE COMMITTEE**

March 23, 2018

**Committee**  
**Report No.** \_\_\_\_\_

Honorable Chair and Members  
of the County Council  
County of Maui  
Wailuku, Maui, Hawaii

Chair and Members:

Your Budget and Finance Committee, having met on February 27, 2018, makes reference to County Communication 17-443, from the Budget Director, transmitting the following:

1. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2018 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF PUBLIC WORKS, KIHEI-MAKENA COMMUNITY PLAN AREA, ROAD IMPROVEMENTS, PAVEMENT REHABILITATION AT VARIOUS LOCATIONS - SOUTH MAUI; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)."

The purposed of the proposed bill is to amend the Fiscal Year ("FY") 2018 Budget by 1) increasing Estimated Revenues from the Bond Fund by \$1,852,716; 2) amending Section 4.J.3.a.(1), by adding an appropriation of \$1,852,716 under the Department of Public Works ("Department"), Kihei-Makena Community Plan Area, Road Improvements, Bond Fund, for Pavement Rehabilitation at Various Locations - South Maui ("Project"); and 3) adjusting the totals accordingly.

2. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4454, BILL NO. 63 (2017), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI (PAVEMENT REHABILITATION AT VARIOUS LOCATIONS-SOUTH MAUI)."

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The purpose of the proposed bill is to amend the FY 2018 general obligation bond authorization ordinance by adding an appropriation of \$1,852,716 under the Department, Kihei-Makena Community Plan Area, Road Improvements, for the Project.

3. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2018 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C – CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF PUBLIC WORKS, KIHEI-MAKENA COMMUNITY PLAN AREA, PAVEMENT REHABILITATION AT VARIOUS LOCATIONS – SOUTH MAUI."

The purpose of the proposed bill is to amend the FY 2018 Budget, Appendix C, Capital Improvement Projects, by adding an appropriation of \$1,852,716 and a project description under the Department, Kihei-Makena Community Plan Area, for the Project.

Your Committee notes the FY 2017 Budget appropriated \$1,860,000 in Bond Funds for the Project. The Department expended \$7,284 of the total appropriation prior to the funds lapsing on December 31, 2017. Because an error in one of the bid items resulted in the project having to go out for bid again, the Project was delayed and the remaining appropriation of \$1,852,716 lapsed.

The Director of Public Works said the funds will be used to rehabilitate the following South Maui streets: Kulanihakoi, Waipuilani, Lipoa, and Welakahao.

He said the Department completed the planning and design phase for the Project and placed the Project out for bid. A bid protest was filed with the State Department of Commerce and Consumer Affairs. The Department anticipates a ruling on the bid protest soon. Pending the ruling, an appeal may be filed with the Circuit Court for a final decision

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on the bid protest. If an appeal is filed, the Circuit Court has 60 days to make its final decision.

The Director said \$4,000,000 in Federal funds were awarded for the Project. He said the proposed amendment provides the County's required matching funds for the Project. The Director said the Federal Highway Administration has been informed about the bid protest, and the County has requested an extension of the deadline to use the funds.

At the request of the Director, your Committee included drainline improvements to the project description in Appendix C. He said repairs and improvements are needed to drainage pipes located beneath the roadway.

The Budget Director clarified the FY 2017 bond appropriation was not encumbered or floated.

Your Committee voted 8-0 to recommend passage of the proposed bills on first reading and filing of the communication. Committee Chair Hokama, Vice-Chair White, and members Atay, Carroll, Cochran, Crivello, King, and Sugimura voted "aye." Committee member Guzman was excused.

Your Committee is in receipt of revised proposed bills, approved as to form and legality by the Department of the Corporation Counsel, incorporating nonsubstantive revisions that take into account prior amendments to the FY 2018 Budget.

Your Budget and Finance Committee RECOMMENDS the following:

1. That Bill \_\_\_\_\_ (2018), as revised herein and attached hereto, entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2018 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF PUBLIC WORKS, KIHEI-MAKENA COMMUNITY PLAN AREA, ROAD IMPROVEMENTS, PAVEMENT REHABILITATION AT VARIOUS LOCATIONS -

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SOUTH MAUI; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS),” be PASSED ON FIRST READING and be ORDERED TO PRINT;

2. That Bill \_\_\_\_\_ (2018), as revised herein and attached hereto, entitled “A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4454, BILL NO. 63 (2017), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI (PAVEMENT REHABILITATION AT VARIOUS LOCATIONS-SOUTH MAUI),” be PASSED ON FIRST READING and be ORDERED TO PRINT;
3. That Bill \_\_\_\_\_ (2018), as revised herein and attached hereto, entitled “A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2018 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C - CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF PUBLIC WORKS, KIHEI-MAKENA COMMUNITY PLAN AREA, PAVEMENT REHABILITATION AT VARIOUS LOCATIONS - SOUTH MAUI,” be PASSED ON FIRST READING and be ORDERED TO PRINT; and
4. That County Communication 17-443 be FILED.

This report is submitted in accordance with Rule 8 of the Rules of the Council.

  
\_\_\_\_\_  
RIKI HOKAMA, Chair

ORDINANCE NO. \_\_\_\_\_

BILL NO. \_\_\_\_\_ (2018)

A BILL FOR AN ORDINANCE AMENDING  
THE FISCAL YEAR 2018 BUDGET FOR THE COUNTY OF MAUI  
AS IT PERTAINS TO ESTIMATED REVENUES;  
DEPARTMENT OF PUBLIC WORKS,  
KIHEI-MAKENA COMMUNITY PLAN AREA, ROAD IMPROVEMENTS,  
PAVEMENT REHABILITATION AT VARIOUS LOCATIONS - SOUTH MAUI;  
TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND  
TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Ordinance No. 4456, Bill No. 65 (2017), Draft 1, as amended, "Fiscal Year 2018 Budget", is hereby amended as it pertains to Section 2, Estimated Revenues, by increasing Bond Fund in the amount of \$1,852,716; and by increasing Total Estimated Revenues in the amount of \$1,852,716, to read as follows:

"ESTIMATED REVENUES

FROM TAXES, FEES AND ASSESSMENTS:

Real Property Taxes		303,548,805
Circuit Breaker Adjustment		(373,138)
Charges for Current Services		142,543,137
Transient Accommodations Tax		21,204,000
Public Service Company Tax		8,500,000
Licenses/Permits/Others		40,354,398
Fuel and Franchise Taxes		21,000,000
Special Assessments		6,002,000
Other Intergovernmental		36,450,000

FROM OTHER SOURCES:

Interfund Transfers		49,705,630
Bond	[51,385,000]	<u>53,237,716</u>
Carryover/Savings:		
General Fund		6,390,812
Sewer Fund		5,023,222
Highway Fund		1,530,866
Solid Waste Management Fund		298,920
Golf Fund		363,433
Liquor Fund		722,099
Bikeway Fund		47,276
Water Fund		<u>18,475,916</u>

TOTAL ESTIMATED REVENUES [713,172,376] 715,025,092"

SECTION 2. Fiscal Year 2018 Budget is hereby amended as it pertains to Section 4.J.3.a.(1), Department of Public Works, Kihei-Makena Community Plan Area, Road Improvements, Bond Fund, by adding an appropriation for a capital project entitled, "Pavement Rehabilitation at Various Locations – South Maui", in the amount of \$1,852,716, to read as follows:

"J. Department of Public Works

1. Countywide

a. Drainage

(1) Bond Fund

(i) Countywide Drainage Improvements 1,000,000

b. Government Facilities

(1) General Fund

(i) Countywide Facility Building Improvements 500,000

c. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:

(1) Bikeway Fund

(i) Countywide Bikeway Improvements 97,276

(2) Highway Fund

(i) Countywide Road Resurfacing and Pavement Preservation 5,238,541

(1) Provided, that no less than \$150,000 shall be for road resurfacing and pavement preservation projects on Lanai.

(2) Provided, that no less than \$150,000 shall be for road resurfacing and pavement preservation projects on Molokai.

(ii) Countywide Safety Improvements 500,000

2. Hana Community Plan Area

a. Drainage

(1) Bond Fund

(i) Hana Highway Landslide Repairs Near Mile Post 42 1,150,000

(ii) Waiopai Bridge Repairs 1,500,000

b. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:

(1) Bond Fund

(i) Keanae Road Safety Improvements 1,000,000

(ii) Lelekea Bridge Replacement 150,000

(2) Highway Fund

(i) Lelekea Bridge Replacement 100,000



SECTION 5. Material to be repealed is bracketed. New material is underscored.

SECTION 6. This Ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:

  
\_\_\_\_\_  
JEFFREY UEOKA  
Deputy Corporation Counsel



ORDINANCE NO. \_\_\_\_\_

BILL NO. \_\_\_\_ (2018)

A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4454,  
BILL NO. 63 (2017), RELATING TO THE ISSUANCE OF GENERAL  
OBLIGATION BONDS OF THE COUNTY OF MAUI  
(PAVEMENT REHABILITATION AT  
VARIOUS LOCATIONS-SOUTH MAUI)

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Ordinance No. 4454, Bill No. 63 (2017), is amended by amending Section 1 to read as follows:

SECTION 1. Authorization of General Obligation Bonds. Pursuant to Chapter 47, Hawaii Revised Statutes, as amended, and particularly Part I thereof, there are hereby authorized to be issued and sold from time to time general obligation bonds of the County of Maui, State of Hawaii (the "County") in an aggregate principal amount not to exceed [~~\$49,985,000~~] \$51,837,716 (the "Bonds"), the proceeds derived from the sale of which shall be used to pay all or part of the cost of appropriations for the public improvements of the County described in Section 2 hereof.

SECTION 2. Disposition of Bond Proceeds. All or any portion of the proceeds derived from the sale of the Bonds or any notes issued in anticipation of the Bonds shall be used to pay all or part of the cost of any of the public improvements listed below in accordance with appropriations contained in the Fiscal Year 2018 Budget, including amendments and supplements thereto, duly approved by the Council of the County (the "Council") for the fiscal year ending June 30, 2018 (the "Fiscal Year 2018 Budget"); provided, however, that pursuant to Section 47-5, Hawaii Revised Statutes, the part of such proceeds which are in excess of the amounts required for the purposes for which the Bonds are initially issued from time to time, or which may not be applied to such purposes, or which the Council deems should not be applied to such purposes, may be applied to finance such other public improvements of the County as the Council shall, by ordinance approved by an affirmative vote of two-thirds of all of its members, determine; and provided further that the actual use and application of the proceeds of Bonds issued pursuant to this ordinance shall not in any way affect the validity or legality of such Bonds. No proceeds of the Bonds shall be applied to any public improvement listed in this section unless and until there shall be a valid appropriation of general obligation bond proceeds in effect for such public improvement. The public improvements provided for or to be

provided for in the Fiscal Year 2018 Budget, to be financed with proceeds from the sale of the Bonds, are as follows:

Public Improvements:

Estimated Project Cost

A. Department of Finance	
1. Countywide	
a. Other Projects	
(1) Countywide Equipment	2,700,000
B. Department of Management	
1. Countywide	
a. Other Projects	
(1) Public Safety Radio System Replacement	600,000
2. Wailuku-Kahului Community Plan Area	
a. Government Facilities	
(1) New County Service Center	25,000,000
C. Office of the Mayor	
1. Makawao-Pukalani-Kula Community Plan Area	
a. Other Projects	
(1) Kula Agricultural Park Expansion	1,100,000
D. Department of Parks and Recreation	
1. Hana Community Plan Area	
a. Parks and Recreation	
(1) Helene Hall Improvements	600,000
2. Makawao-Pukalani-Kula Community Plan Area	
a. Parks and Recreation	
(1) Makawao-Pukalani-Kula-Ulupalakua Parks System	310,000
(2) Upcountry Skate Park	200,000
3. Molokai Community Plan Area	
a. Parks and Recreation	
(1) Molokai Parks System	230,000
4. Paia-Haiku Community Plan Area	
a. Parks and Recreation	
(1) Paia-Haiku Parks System	765,000

5. Wailuku-Kahului Community Plan Area	
a. Parks and Recreation	
(1) Waikapu Community Center Expansion	1,500,000
E. Department of the Prosecuting Attorney	
1. Countywide	
a. Government Facilities	
(1) Acquisition of 2103 Wells Street Building	1,600,000
F. Department of Public Works	
1. Countywide	
a. Drainage	
(1) Countywide Drainage Improvements	1,000,000
2. Hana Community Plan Area	
a. Drainage	
(1) Hana Highway Landslide Repairs Near Mile Post 42	1,150,000
(2) Waiopai Bridge Repairs	1,500,000
b. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) Keanae Road Safety Improvements	1,000,000
(2) Lelekea Bridge Replacement	150,000
3. Kihei-Makena Community Plan Area	
a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) Kulanihakoi Bridge Replacement	1,250,000
(2) South Maui Drainline Repair	450,000
(3) <u>Pavement Rehabilitation at Various Locations - South Maui</u>	<u>1,852,716</u>
4. Makawao-Pukalani-Kula Community Plan Area	
a. Drainage	
(1) Ditch Improvements at Waipoli Road	800,000
(2) Hiolani Street Drainage Improvements	900,000


- 5. Paia-Haiku Community Plan Area
  - a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:
    - (1) Kaupakalua Road Pavement Reconstruction 2,400,000
    - (2) North Shore Greenway 350,000
  
- 6. Wailuku-Kahului Community Plan Area
  - a. Drainage
    - (1) Central Maui Drainline Repairs 700,000
    - (2) Kahului Drainline Repairs 2,200,000
    - (3) Waiehu Drainline Repairs 1,530,000

The cost of issuance of the Bonds or any series thereof, including without limitation, the initial fee of paying agents and registrars, the fees of financial consultants and bond counsel, the cost of preparation of any Official Statement relating to the Bonds, any notices of sale and forms of bid and the definitive Bonds, and the costs of publication of any notices of sale, may be paid from the proceeds of the Bonds or any series thereof and such costs shall be allocated pro rata to each of the foregoing projects financed from such proceeds.

SECTION 3. Material to be repealed is bracketed. New material is underscored.

SECTION 4. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM  
AND LEGALITY:

*Jr*   
 \_\_\_\_\_  
 JEFF UEOKA  
 Deputy Corporation Counsel  
 County of Maui  
 2017-0316  
 2018-03-02 GO Bond PW Pavement Rehab at Various Locations-South Maui

ORDINANCE NO. \_\_\_\_\_

BILL NO. \_\_\_\_\_ (2018)

A BILL FOR AN ORDINANCE AMENDING  
THE FISCAL YEAR 2018 BUDGET FOR THE COUNTY OF MAUI  
AS IT PERTAINS TO APPENDIX C - CAPITAL IMPROVEMENT PROJECTS,  
DEPARTMENT OF PUBLIC WORKS,  
KIHEI-MAKENA COMMUNITY PLAN AREA,  
PAVEMENT REHABILITATION AT VARIOUS LOCATIONS - SOUTH MAUI

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Ordinance No. 4456, Bill No. 65 (2017), Draft 1, as amended, "Fiscal Year 2018 Budget", Appendix C – Capital Improvement Projects, is hereby amended as it pertains to the Department of Public Works, Kihei-Makena Community Plan Area, by adding an appropriation for a capital project entitled, "Pavement Rehabilitation at Various Locations – South Maui", in the amount of \$1,852,716, to read as follows:

<b>"APPENDIX C - Capital Improvement Projects</b>		
<b>Capital improvement project funding may not be used for any purpose other than as described in this appendix.</b>		
<b>CBS NO.</b>	<b>PROJECT TITLE/DESCRIPTION</b>	<b>APPROPRIATION</b>
	<b>Department of Public Works</b>	
	<b>1. Countywide</b>	
CBS-1027	<b>a. Countywide Drainage Improvements</b>	1,000,000
	Design and construction of various drainage improvements to conform to regional drainage master plans. In-house/consultant design, construction management, and land acquisitions. Funding may also supplement Federal Aid and CIP drainage improvement projects.	
CBS-1032	<b>b. Countywide Facility Building Improvements</b>	500,000
	Design and construction for Kalana Pakui Building Air Conditioning Improvements. Construction for Clean Agent System for the 7 <sup>th</sup> Floor of the County Building. Design for improvements to the A/C Chiller Piping in the Kalana O Maui complex. Emergency or supplemental funding for projects within the existing Kalana O Maui complex.	
CBS-1036	<b>c. Countywide Bikeway Improvements</b>	97,276
	Bicycle facility improvements in various stages of design and construction. Route and network improvements to increase awareness for bike safety. Permitting, design, and implementation of improvements as identified in Bike Plan Hawaii and through collaboration with the Maui Bicycling League.	
CBS-1023	<b>d. Countywide Road Resurfacing and Pavement Preservation</b>	5,238,541
	In-house/consultant design, construction management, and construction to implement the Countywide road resurfacing program; provided, that no less than \$150,000 each shall be used for road resurfacing and pavement preservation on Molokai and Lanai, and \$100,000 for root damage repair and resurfacing on Upper Olinda Road on Maui. Funding may supplement Federal Aid road resurfacing projects.	

CBS-1024	<b>e. Countywide Safety Improvements</b>	500,000
	Construction of Kahului Fire Station Sidewalk. Guardrail and shoulder improvements at various locations throughout the County. Construction of speed tables at Kaluanui Road and Kanani Road. Four (4) Lane Roadway Safety Analysis on Lower Main Street and Kanaloa Avenue. Data collection at various locations.	
	<b>2. Hana Community Plan Area</b>	
CBS-4624	<b>a. Hana Highway Landslide Repairs Near Mile Post 42</b>	1,150,000
	Design, construction, and construction management to stabilize a severely eroded downslope adjacent to Hana Highway near Mile Post 42 caused by recent flooding and landslides.	
CBS-4598	<b>b. Waiopai Bridge Repairs</b>	1,500,000
	Design, construction and construction management for the rehabilitation of the existing single-span concrete bridge to include repairs to the concrete deck, guardrail, beams, and abutments on Piilani Highway near Kaupo.	
CBS-2769	<b>c. Keanae Road Safety Improvements</b>	1,000,000
	Design, construction, and construction management to realign Keanae Road near Hana Highway below the State DOT base yard and install safety improvements which include road widening/realignment, guardrails/concrete barriers, and rockfall mitigation measures.	
CBS-1049	<b>d. Lelekea Bridge Replacement</b>	250,000
	Design and construction for the existing bridge located on Hana Highway to include immediate replacement or possible reconstruction because of advanced deterioration of corrugated metal pipe structure.	
	<b>3. Kihei-Makena Community Plan Area</b>	
CBS-1045	<b>a. Kulanihakoi Bridge Replacement</b>	1,250,000
	Design and construct a replacement concrete box culvert system on South Kihei Road with concrete bridge structure. Pavement structure at both transitions will be reconstructed and signage and striping will be installed.	
	<b>b. South Maui Drainline Repairs</b>	450,000
	Design, construct, remediate, or replace exiting drain line at various locations in South Maui.	
CBS-2764	<b>c. Pavement Rehabilitation at Various Locations – South Maui</b>	1,852,716
	Rehabilitate various roads in South Maui: <u>Kulanihakoi Street, Waipuilani Road, Lipoa Road, and Welakahao Road between Piilani Highway and South Kihei Road.</u> Road improvements to include: <u>pavement resurfacing, striping and marking, signage, safety improvements, and drainline repair.</u>	
	<b>4. Makawao-Pukalani-Kula Community Plan Area</b>	
CBS-3188	<b>a. Hiolani Street Drainage Improvements</b>	900,000
	Design and construction to replace existing ditch off Hiolani Street with a drainline.	
CBS-3187	<b>b. Ditch Improvements at Waipoli Road</b>	800,000
	Repair eroding conditions to existing ditch along Waipoli Road requiring stabilization measures to prevent further damage to the roadway and adjacent properties.	
	<b>5. Paia-Haiku Community Plan Area</b>	
CBS-1066	<b>a. Kaupakalua Road Pavement Reconstruction</b>	2,400,000
	Design, construction, construction management, and land acquisition to reconstruct Kaupakalua Road with improvements to include pavement rehabilitation, striping and marking, signage, and safety improvements.	

CBS-1942	<b>b. North Shore Greenway Project</b>	350,000
	Design and construction of the final portion of a multi-use path and route between Sprecklesville and Baldwin Beach Park.	
	<b>6. Wailuku-Kahului Community Plan Area</b>	
CBS-3189	<b>a. Central Maui Drainline Repairs</b>	700,000
	Design, construct, remediate, or replace existing drain lines at various locations in Kahului and Wailuku.	
	<b>b. Kahului Drainline Repairs</b>	2,200,000
	Design, construct, remediate, or replace existing drain lines at various locations in Kahului.	
	<b>c. Waiehu Drainline Repairs</b>	1,530,000"
	Design, construct, remediate, or replace existing drain lines in Waiehu.	

SECTION 2. Material to be repealed is bracketed. New material is underscored.

SECTION 3. This Ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:

  
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 JEFFREY UEOKA  
 Deputy Corporation Counsel