

COUNCIL OF THE COUNTY OF MAUI  
**ECONOMIC DEVELOPMENT, ENERGY,  
AGRICULTURE, AND RECREATION  
COMMITTEE**

December 19, 2014

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

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

Chair and Members:

Your Economic Development, Energy, Agriculture, and Recreation Committee, having met on December 2, 2014, makes reference to the communications noted on Exhibit "A", attached hereto and incorporated herein.

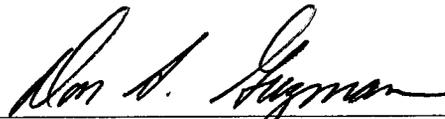
Your Committee notes Rule 23 of the Rules of the Council provides for the end-of-term filing or referral of communications pending before committees.

In preparation for the new Council term, your Committee recommended certain pending matters be referred to the Council Chair for the term beginning January 2, 2015, pursuant to Rule 23(B) of the Rules of the Council.

Your Committee voted 4-0 to recommend the communications noted on Exhibit "A" be referred for consideration next term. Committee Chair Guzman, Vice-Chair Carroll, and members Baisa and Cochran voted "aye". Committee members Crivello, Victorino and White were excused.

Your Economic Development, Energy, Agriculture, and Recreation Committee **RECOMMENDS** that the communications noted on Exhibit "A" be **REFERRED** to the Council Chair for the term beginning January 2, 2015.

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



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DON S. GUZMAN, Chair

**EXHIBIT "A"**

**EAR-3 LEASE AND LICENSE OF COUNTY-CONTROLLED PARCELS TO FRIENDS OF MOKU'ULA, INC. (LAHAINA)**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
11/18/2011	CC 11-304	Director of Parks and Recreation, with the following:  1. Proposed resolution entitled "AUTHORIZING THE CONTINUED OPERATION OF A PARKING LOT CONCESSION BY THE FRIENDS OF MOKU'ULA, INC., PURSUANT TO THE FIRST AMENDMENT TO LEASE DATED MAY 1, 2003"; and  2. Proposed resolution entitled "AUTHORIZING THE CONTINUED OPERATION OF A PARKING LOT CONCESSION BY THE FRIENDS OF MOKU'ULA, INC., PURSUANT TO THE FIRST AMENDMENT TO LICENSE DATED MAY 1, 2003". (CC 13-6)

**EAR-6 ALTERNATIVE ENERGY PRODUCTION**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
02/15/2013	MISC	County Clerk, reporting that on February 15, 2013, the Council referred the matter relating to alternative energy production.

**EAR-11 COMMERCIAL OCEAN RECREATIONAL ACTIVITY FEES, FINES, AND PENALTIES**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
05/28/2013	MISC	County Clerk, reporting that on 05/28/2013, the Council referring the matter relating to commercial ocean recreational activity fees, fines, and penalties. (BF CR 13-59)

**EAR-12                    FEES AND DEPOSITS CHARGED FOR THE USE OF  
PARK FACILITIES**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
05/28/2013	MISC	County Clerk, reporting that on 05/28/2013, the Council referred the matter relating to the fees and deposits charged for the use of park facilities. (BF CR 13-59)

**EAR-20                    VENDOR LICENSES PURSUANT TO CHAPTER 5.12,  
MAUI COUNTY CODE**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
09/06/2013	CC 13-279	Councilmember Couch, referring the matter relating to vendor licenses pursuant to Chapter 5.12, Maui County Code.

**EAR-22                    LANDSCAPE PLANTING PLAN**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
10/18/2013	CC 13-325	Councilmember Guzman, referring the matter relating to the County landscape planting plan.

**EAR-23                    ECONOMIC DEVELOPMENT REVOLVING FUND**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
09/05/2014	CC 14-224	Councilmember Guzman, referring the matter relating to the Economic Development Revolving Fund.

**EAR-29                    PROPOSED NEW KAHULUI COMMUNITY CENTER  
FACILITY**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
12/20/2013	CC 13-399	Councilmember Guzman, referring the matter relating to a proposed new Kahului Community Center Facility.

**EAR-32                    UPCOUNTRY DOG PARK (MAKAWAO)**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
01/10/2014	CC 14-10	Councilmember White, referring the matter relating to the Upcountry Dog Park.

**EAR-38                    RESOLUTION URGING THE ADMINISTRATION TO ADOPT  
A UNIFIED DEFINITION OF AGRICULTURE**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
03/11/2014	CC 14-60	Councilmember Guzman, transmitting a proposed resolution entitled "URGING THE ADMINISTRATION TO ADOPT A UNIFIED DEFINITION OF AGRICULTURE AND A SINGLE PROCESS TO VERIFY A PROPERTY'S AGRICULTURAL USE".

**EAR-39                    COUNTY'S OPEN DATA POLICY**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
03/25/2014	CC 14-78	Council Chair, referring the matter relating to an open data policy for the County of Maui.

**EAR-41                    POTENTIAL REDESIGN OF THE SOUTH MAUI  
GYMNASIUM IN KIHEI TO A MULTI-PURPOSE CENTER**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
05/27/2014	MISC	Deputy County Clerk, reporting that on May 27, 2014, the Council referred the matter relating to a potential redesign of the South Maui gymnasium in Kihei to a multi-purpose center. (BF CR 14-60)

**EAR-43                    VOLUNTEER AGREEMENTS FOR PARK  
MAINTENANCE**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
05/27/2014	MISC	Deputy County Clerk, reporting that on May 27, 2014, the Council referred the matter relating to volunteer agreements for park maintenance. (BF CR 14-60)

**EAR-44 MAUI COUNTY ARBORIST COMMITTEE, ARBORIST,  
AND LANDSCAPE PLANTING**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
06/06/2014	CC 14-136	Councilmember Hokama, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE TO AMEND CHAPTER 12.24A, MAUI COUNTY CODE, RELATING TO LANDSCAPE PLANTING AND BEAUTIFICATION".

**EAR-46 KANAHA BEACH PARK RENOVATIONS (KAHULUI)**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
06/20/2014	CC 14-159	Councilmember Guzman, referring the matter relating to Kanaha Beach Park renovations.

**EAR-48 INDUSTRIAL HEMP DEFINITION**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
08/19/2014	CC 14-213	Councilmember Couch, referring the matter relating to industrial hemp as defined in Act 56 (2014).

**EAR-49 PRESERVING FAMILY FARMS BY DEFERRING A  
PORTION OF REAL PROPERTY TAX ON  
AGRICULTURAL-ZONED LAND**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
08/19/2014	CC 14-214	Councilmember Guzman, referring the matter relating to a rollback tax exemption for family subdivisions on agricultural-zoned land.

**EAR-50 TOOLS TO ENCOURAGE AGRICULTURE  
SUSTAINABILITY**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
08/19/2014	CC 14-215	Councilmember Guzman, referring the matter relating to "Tools to Encourage Agriculture Sustainability".

**EAR-51            ACT 183, SLH 2005, RELATING TO IMPORTANT  
AGRICULTURAL LANDS**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
09/05/2014	CC 14-225	Councilmember Guzman, referring the matter relating to ACT 183, SLH 2005 – Relating to Important Agricultural Land.

**EAR-52            GRANT OF A UTILITY EASEMENT TO MAUI ELECTRIC  
COMPANY, LTD.**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
11/07/2014	CC 14-276	Interim Director of Parks and Recreation, transmitting a proposed resolution entitled “AUTHORIZING THE GRANT OF A UTILITY EASEMENT TO MAUI ELECTRIC COMPANY, LIMITED, AND HAWAIIAN TELCOM, INC., PURSUANT TO CHAPTER 3.44, MAUI COUNTY CODE”.

**END OF EXHIBIT “A”**