

MINUTES

of the

COUNCIL OF THE COUNTY OF MAUI

January 11, 2019

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 11, 2019, BEGINNING AT 9:00 A.M., WITH CHAIR KELLY T. KING PRESIDING.

CHAIR KING: I'm going to call the meeting to order, January 11 at 9 a.m.

Mr. Clerk.

ROLL CALL

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

EXCUSED: COUNCILMEMBER G. RIKI HOKAMA.

(Councilmember Hokama was not present when the roll was called; however, he arrived at 9:02 a.m.)

COUNTY CLERK JOSIAH K. NISHITA: Madam Chair, there are eight Members present. A quorum is present to conduct the business of the Council.

CHAIR KING: Okay. Thank you very much.

We will go to opening remarks. And for opening remarks, we have Councilmember Tasha Kama.

OPENING REMARKS

The opening remarks were offered by Councilmember Tasha Kama.

CHAIR KING: Thank you. And thank you, Councilmember Kama, for the message. I think while we're all standing, can you join me in the Pledge of Allegiance?

(Councilmember Hokama arrived at the meeting at 9:02 a.m.)

PLEDGE OF ALLEGIANCE

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

CHAIR KING: Thank you. Before I proceed with today's agenda, may I please request that everybody silence their cellphones and other noisemaking devices. And, I thank, again, the Pastor for coming, and that, thank you for your universal message and for the Hawaiian spirit.

Okay. Mr. Clerk.

COUNTY CLERK: Madam Chair, proceeding with 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 Hana, Lanai, and Molokai, should now sign up with the District Office staff. Individuals who wish to offer testimony in the chamber, please sign up at the desk located in the eighth-floor lobby just outside the chamber door. Testimony at all locations is limited to the items listed on today's agenda.

When testifying, please state your name and the name of any organization you represent.

Molokai Office, please identify yourself and introduce your first testifier.

Okay, Madam Chair, we'll continue on with testimony in the chamber while we're waiting for Molokai District Office. We have three individuals signed up to testify in the Council chamber. The first individual is Joseph Pluta, testifying on County Communication 19-8. To be followed by Faith Chase.

PRESENTATION OF WRITTEN OR ORAL TESTIMONY

MR. JOSEPH PLUTA (testifying on County Communication No. 19-8):

Aloha, good morning, Council Chair King and Councilmembers. And, wow, this is the first time I've seen, I've seen some of you many times and some of you for the first time, and congratulations. It's an exciting day for the newcomers and for the old-timers to be finally through all that stuff that you went through.

And, my name is Joe Pluta. I'm the President of the West Maui Taxpayers Association. And I had all of you over there at our Candidates Night not that long ago. And congratulations to all our Councilmembers.

I'm here today to testify on a resolution for a, I was selected, Council, for me to be on the West Maui Advisory Planning Committee to rewrite the West Maui Community Plan. And since West Maui is going to be doing that for up to a year, I guess, and standing committees are going to be formed, I was talking to our West Maui Councilmember from West Maui, Tamara. And I believe since she's going to be so involved and has been, and we're very thankful with West Maui issues that she be considered as, to be on that planning committee which she's going to be part of that, as well as the MPO, Metropolitan Planning Organization, which I guess would come under that same situation. So, I'm here to support her to be selected for that if that's, if you're accepting testimony in that perspective, that's what I'm submitting. Thank you.

CHAIR KING: Thank you very much. Yes, we are accepting all testimony pertinent to the agenda today. Thank you for being here, Mr. Pluta.

Any questions, Members? Seeing none, thank you very much.

MR. PLUTA: Thank you.

CHAIR KING: We'll move onto the next testifier, Mr. Clerk.

DEPUTY COUNTY CLERK: Next testifier is Faith Chase, testifying on County Communications 19-22, 30, 33, 8, 11, and 27. To be followed by Teena Rasmussen.

MS. FAITH CHASE (testifying on County Communication Nos. 19-5, 19-8, 19-11, 19-22, 19-27, 19-30, and 19-33):

Good morning, Chair. May I have permission to extend a compliment to your Councilmembers?

CHAIR KING: Absolutely.

MS. CHASE: I know I'm supposed to address you. Good morning, 2019 slate. In years past, I've gotten into squabbles with my mother because she says Faith Regina, you know how they use your middle name when you get scolding, Faith Regina, everybody else that gets up there and testifies, they always start off with thank you for this opportunity, thank you for this time, thank you for; and I never hear you say thank you. And, I say, Ma, the reason every, by the time I get there, the reason I'm there is because it's damage control; it's like I'm angry. There's nothing that I want to thank them about. And I'm sorry about that. But, that's usually what triggers my testimony.

Today is another thing. I would like to say thank you to all of you for unanimously voting such a great Chair. That's something I couldn't really direct to her.

Okay, so, let me rapid fire here. I'm kind of nervous. Yesterday was a really hard day for me. I'm kind of shaking, so 19, item 19-5 for Paia School. Thank you, that's long awaited. My kids all went to Hawaiian Emersion at Kula Kaiapuni and it's, it's very necessary. I just wanted to mention that.

The standing Committees of the Council, I'm going to skip that because I want to hear discussion later.

This is a doozy. Okay, 19-20, 19-23, 22, while I don't, oh, I read the, several, several, several pages, but whatever the IT Services this Gartner, Incorporated is going to be providing for Maui County, last year, there was a case where Mike White as the Chair, who didn't have the authority, he did not, he's, he doesn't have that officer capacity, whatever, the authorization to block emails. So, I can't find anything except for one section called Technological Safeguards, and I would really just ask you to, if, if you need to go forward with this contract and sign it, so be it. I understand we need to have government and process. But, look at the finetuned language on that and who actually has those hierarchy of rights to intercept an email.

Because, Councilmember Alike Atay's email was blocked last year. It didn't make the Maui News for whatever reason. But, I'm a quite, quite aware of it. I wrote a lengthy article about it. I interviewed a lot of people around it. It was phenomenally crazy that

that that could even happen. But you know, for me personally, I take it personally cause he's my, he was my Water Resources Committee Chair and that Committee got stumped. And I'm from East Maui. And everybody knows that we have a, a pretty good, pretty big water issue out there. And so I was very disappointed.

So, if you can do something to look at that language and that contract, I know you're a businesswoman and I know you guys are capable to find that, to finetune it at least and have policy and procedure. That's the only section I could find. It's like 20 pages.

The Rules to the Chair. I heard discussion, 19-27 dash, 19-27, I heard discussion at your meeting, the last meeting you had. I don't think, I don't know where you guys are at with that and what you decided, so forgive me if I'm, if I'm premature. But, we don't need any extra armed forces in this room. That was an isolated event. And while Councilmember Sugimura contests that the social media got it all hyped up, that wasn't the case at all. I'm sorry, Councilmember Sugimura, but that's not necessary. So, I don't think we need to go to those lengths of spending money on that. As Tasha Kama mentioned and others, a nice, maybe enlarged code of conduct outside should suffice.

19-30. I come from a country where kids go from taro patch in the back of the truck and so I, I really appreciate this safeguarding measure about 13-year-olds, you know that raising the age in the back of the truck. But, if there's any way that that you can, something that maybe side roads or streets or rural areas, or something like that. There needs to be some sort of exclusion for that because we certainly can't afford SUV's with taro patch muddy kids.

And the 19-33, Director of Water Supply. I just need to state for the record, on the record that, you know, I feel like the Water Resources Management reports are incomplete. How can they possibly know how much water is really going and flowing when they haven't, you know, the main, the maintenance of all those aquifers, all those transportation what do you call those? The ditches, yea. Anyway, so that is my testimony. Thank you so much for your time.

CHAIR KING: Thank you.

Councilmembers, any questions, questions for the testifier? Thank you for being here, Ms. Chase.

Clerk.

COUNTY CLERK: Molokai District Office, please call your first testifier.

MS. ZHANTELL LINDO: Yes.

COUNTY CLERK: Molokai District Office, take your mic off mute.

Okay, Madam Chair, we'll proceed with tes--

MR. WALTER RITTE (testifying on County Communication No. 19-8):

My name is Walter Ritte, and I'm here to speak in favor of a new Budget Chair; one that has strong and caring values, strong values of caring for people and the environment, one who has learned the values of living within your means and not wasting, one that has a strong understanding and empathy for those in need, one that understands and respects our hard-earned income we pay out in taxes. I know of one of your fellow Councilmembers; one who cares for people, one who cares for our future generations, one who cares for our fragile island environment, one who's well-educated and a graduate of our best university, a hard worker who is committed for the betterment of her constituents and our island's longevity. I am here in support of Keani Rawlins-Fernandez would be a perfect person as our Budget Chair. Mahalo.

CHAIR KING: Mahalo, Mr. Ritte.

Any questions, Councilmembers? Seeing none, thank you for your testimony.

Chair, or Clerk.

COUNTY CLERK: Madam Chair, the next testifier is Teena Rasmussen, testifying on County Communication 19-8. To be followed by Lucienne deNaie.

MS. TEENA RASMUSSEN (testifying on County Communication No. 19-8):

It says I have a minute and thirty, okay. Congratulations, Chair King. And congratulations to all of you on your election or re-election to the Council. I'm here today as a private citizen; that hasn't happened for about eight years. But, I'm speaking also from my knowledge and experience from being in County government for the last eight years.

Specifically, I want to address the Budget Chair position. The budget of the County of Maui is what provides the means for virtually every County department, every division of those departments, and every employee who works for the County to carry out their work each and every, every day on behalf of our citizens. The budget is the single most important document within this County and is used as a guide virtually every day.

In addition to the overall budget, the Budget Committee must handle on a regular basis multiple urgent requests that come from the departments, money transfer authorizations, and dozens of other necessary functions. The County budget, running close to three quarters of a billion, yes, with a "B" dollars per year rises to the level of needing someone with experience to Chair this Committee.

When you were considering how you would organize this Council, you chose logically to give the Chairmanship to someone with experience. You did not put a freshman Councilmember in that position. Through that same logic, I urge you to give the Budget Committee Chairmanship to someone who has had the experience in that position before.

With an unprecedented amount of new Members on this Council and with the loss of Michele Yoshimura in the Council Budget Office, it is so important to this community that you draw on an experienced person to Chair this Committee. Putting a freshman member in this position is akin to taking a person walking down the sidewalk and telling them that they are now a firefighter, and oh by the way there's a fire over there that needs to be put out. Not only would you be putting the person at risk, but you have put the community at risk by putting an inexperienced and untrained person in that position.

Regardless of your political affiliation, when you were elected your most important duty now is to do what is right for this institution as a whole. When you put that lens on your decision-making, it takes all the political distraction away and it makes it crystal clear what the best path forward is. I used this lens many times during my tenure with the County, and when I was contemplating difficult decisions, it served me well. I no longer have a direct stake in this County budget process, but as a citizen on the County and all citizens, we do have a great deal at stake with your decision today. So, I urge you to opt for knowledge and experience. Thank you very much.

CHAIR KING: Questions, Councilmembers? No. Thank you for your testimony, Ms. Rasmussen.

COUNTY CLERK: Next testifier is Lucienne deNaie, testifying on County Communications 19-4, 19-12, 19-13, and 19-14. Ms. deNaie is the last individual who has signed up to testify in the Council chamber or at the District Offices.

CHAIR KING: Thank you, Mr. Clerk.

Aloha.

MS. LUCIENNE DENAIE (testifying on County Communication Nos. 19-4, 19-12, 19-13, and 19-14):

Aloha, Chair King and Members of the Council. My name is Lucienne deNaie. I am testifying on my own behalf today.

I'd like to address kind of a routine matter, 19-4. This is the funds being transferred from the State; \$5 million for the new extension of the agricultural park in Kula. Just want to point out to our Council the disparity in what is being paid for this land. For \$5 million, we are getting 262 acres, that's about \$19,000 an acre. Part of the land is a gulch that's unusable. In fact, there's two gulches in these, this particular parcel. There's archaeological sites there that haven't been surveyed, so we don't know what needs to be avoided.

And contrast this to what the public was told all along, that the County would have 800 acres for an ag park. I believe there's some sort of a ten-year lease or something being discussed for the other portion. The rest of the land that was being proposed from the map that was put in as an exhibit to the Land Use Commission and put in as an exhibit to the Board of Land and Natural Resources was pretty decent land. But, that's not what the County's buying.

And now A&B has just sold to a third party and they've sold 41,000 acres for \$267 million, which is about \$6,500 an acre, you know, a third of what the County is being charged.

Now, sure, there's land of every description in that 41,000 acres, but there's a lot of prime, prime land in that. And it's a very good deal. Just bringing this up, how can the County get a better deal when they need things from large landowners? I don't have the magic bullet for this Council but asking good questions and questioning things that are brought in as a done deal might be part of it.

And I know Chair, former Chair White did this on a purchase. And low and behold, the appraisal did come in at a lower amount. So, just wanted to address that disparity. I've been tracking this for a while, ever since the 800 acres was promised in 2016 during land, you know, a Water Commission proceedings and the map was produced, and people were told, you know, make a decision because we're going to need water for this particular area.

Moving on, thank you. Moving onto the transfer items; 19-12, 19-13, 19-14. I'll be very brief here. I'm just wondering, there's some outstanding issues under the category of Parks. We used to have Parks as a category in Committees. So, is this going to be

under Healthy Families now? Is it under Infrastructure? You know, where, where does it go, because those of us tracking want to know how that works. Where does energy matters go? Do they go under infrastructure, under environment, under planning? So, those are two questions I have.

And I want to suggest that since we didn't have any Committee that was really focused on cultural preservation in the past, that some of the matters that may have been in other Committees like some of the issues to better protect burials and sand dunes might be more appropriate to reviewed by a Committee that is looking at cultural preservation rather than simply as planning or infrastructure issues; that there at least should be some review on both sides of how these kinds of matters are moved forward with laws so that the protection part can be in along with the infrastructure part. So, thank you for your consideration and look forward to seeing the Committee process. Aloha.

CHAIR KING: Thank you for your testimony. Any questions, Councilmembers? Thank you for being here, Ms. deNaie.

Mr. Clerk.

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

CHAIR KING: Okay. Members, with no objections, we'll receive the written testimony into record.

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. Jim Smith; and
2. Pamela Tumpap, Maui Chamber of Commerce.

CHAIR KING: Okay. Thank you. And with no objections, we'll, we will now close testimony for this meeting.

MEMBERS VOICED NO OBJECTION.

CHAIR KING: Okay, thank you.

Mr. Clerk.

COUNTY CLERK: Madam Chair, proceeding with minutes.

MINUTES

The minutes of the Council of the County of Maui's special meeting of November 15, 2018, and regular meeting/public hearing of November 16, 2018, were presented at this time.

VICE-CHAIR RAWLINS-FERNANDEZ:

I MOVE TO APPROVE THE MINUTES OF THE SPECIAL MEETING OF NOVEMBER 15, 2018, AND THE REGULAR MEETING AND PUBLIC HEARING OF NOVEMBER 16, 2018.

COUNCILMEMBER KAMA:

I SECOND.

CHAIR KING: Okay, moved and seconded. Thank you for that motion. If you'll allow me to call you, on you first and it goes into the record who made the motion, but that's okay.

So, any discussion? No discussion? Okay, all those in favor say "aye".

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

CHAIR KING: All those opposed.

NOES: NONE.

CHAIR KING: Okay, motion passes nine, zero.

Mr. Clerk.

COUNTY CLERK: Madam Chair, proceeding with county communications.

COUNTY COMMUNICATIONS

NO. 19-2 - MARK R. WALKER, DIRECTOR OF FINANCE,
(dated December 12, 2018)

Informing of the acceptance of Waterline Easement A, Judge Family Limited Partnership Subdivision II, TMK: (2) 2-3-003:087 Por and (2) 2-3-003:088 Por.

CHAIR KING: Okay, thank you.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Madam Chair, I, may I request the Clerk call County Communications 19-3, 19-4, 19-5, and 19-6--

CHAIR KING: Any objections?

VICE-CHAIR RAWLINS-FERNANDEZ: --at this time?

CHAIR KING: Any objections?

MEMBERS VOICED NO OBJECTION.

CHAIR KING: Okay, Clerk.

NO. 19-3 - WILLIAM R. SPENCE, DIRECTOR OF HOUSING AND HUMAN CONCERNS,
(dated December 18, 2018)

Transmitting the Notice of Grant Award for the \$500 augmentation award received from the Federal Corporation for National and Community Service for the Retired & Senior Volunteer Program.

NO. 19-4 - TEENA M. RASMUSSEN, DIRECTOR OF ECONOMIC DEVELOPMENT,
(dated December 19, 2018)

Transmitting the notice of release for general obligation bond funds from the State of Hawaii for the acquisition of land for the Kula Agricultural Park expansion in the amount of \$5,000,000.

NO. 19-5 - DAVID C. GOODE, DIRECTOR OF PUBLIC WORKS,
(dated December 21, 2018)

Transmitting the grant award from the Federal Highway Administration for the Paia School Frontage Improvements and the Paia School Sidewalk Improvements Safe Routes to School Projects.

NO. 19-6 - WILLIAM R. SPENCE, DIRECTOR OF HOUSING AND HUMAN CONCERNS, (dated December 19, 2018)

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 \$119.

CHAIR KING: Thank you.

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ:

I MOVE TO FILE COUNTY COMMUNICATIONS 19-2, 19-3,
19-4, 19-5, AND 19-6.

COUNCILMEMBER KAMA:

SECOND.

CHAIR KING: Okay, moved by Councilmember Rawlins-Fernandez, seconded by Councilmember Kama to file the, the items just read. All those, any discussion? All those, oh.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, these five communications are informational only. No Council action is required. And nothing further, Chair.

CHAIR KING: Okay. Thank you.

Alright, no other discussion. All those in favor say "aye".

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

CHAIR KING: All those opposed.

NOES: NONE.

CHAIR KING: Motion passes nine to zero.

Mr. Clerk.

NO. 19-7 - KELLY T. KING, COUNCIL CHAIR,
(dated January 3, 2019)

Transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF NICOLE A. SIEGEL AS A COMMITTEE SECRETARY IN THE OFFICE OF COUNCIL SERVICES".

CHAIR KING: Okay, Councilmember Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ:

CHAIR, I MOVE TO ADOPT THE PROPOSED RESOLUTION ATTACHED TO COUNTY COMMUNICATION 19-7, AND TO FILE COUNTY COMMUNICATION 19-7.

COUNCILMEMBER KAMA:

I SECOND.

CHAIR KING: Moved by Councilmember Rawlins-Fernandez, seconded by Councilmember Kama.

Discussion?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes. Ms. Nicole Siegel was formerly a legal assistant with the Law Office of Joy Yanaga, Yanagida. The recruitment committee stated she has substantial relevant work experience and impressive administrative skills. I met personally with Ms. Siegel and found that she has a great attitude and I believe she'll be a positive addition to the Office of Council Services staff. I recommend the appointment of Ms. Nicole A. Siegel as Committee Secretary in OCS and respectfully request your support of this proposed resolution.

CHAIR KING: Okay, any other discussion? I will add that I also met with Ms. Siegel and agree with Councilmember Rawlins-Fernandez that she's going to be a great addition to our team. And I want to thank our OCS Director Maria Zielinski for making a strong effort to fill the openings that we've been having over, so you know, hope, we're looking forward to having a fully staffed OCS, Office of Council Services.

So, with that, no other discussion. All those in favor of the motion say "aye".

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

CHAIR KING: Opposed.

NOES: NONE.

CHAIR KING: Okay, motion passes nine, zero. Welcome aboard, Ms. Siegel.

Okay, Clerk.

COUNTY CLERK: For the record, RESOLUTION 19-12.

NO. 19-8 - KELLY T. KING, COUNCIL CHAIR,
(dated January 4, 2019)

Transmitting a proposed resolution entitled "ESTABLISHING THE MEMBERSHIP OF THE STANDING COMMITTEES OF THE COUNCIL".

CHAIR KING: Okay, Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ:

CHAIR KING, TRANSMITTING, I MOVE TO ADOPT THE PROPOSED RESOLUTION ATTACHED TO COUNTY COMMUNICATION 19-8, AND TO FILE COUNTY COMMUNICATION 19-8.

COUNCILMEMBER KAMA:

I SECOND.

CHAIR KING: Okay, moved and sec, moved by Ms. Rawlins-Fernandez, seconded by Ms. Kama.

And so, okay, as we move onto these, this, this subject, the intent of the Chair is to, starting with Ms. Kama, to kind of go down the line and have Councilmembers propose, make their proposals for their, their requested Chairmanships and Committees that they'd like to be on. Any other comments you'd like to make? And then we can go into discussion from there. And then we will recess for the Chair to kind of assimilate all the information and then come back, I'll come back and make my recommendations.

So, first I'd like to turn that over to Councilmember Kama for your comments and request.

COUNCILMEMBER KAMA: Thank you, Chair. As many of you know, I've talked to most of our Councilmembers that I am so very passionate about affordable housing. I spent, actually I've lived on Maui for 35 years and I've spent 30 of those years trying to figure out how to get more affordable housing. And I moved here, and I didn't have affordable housing and I ended up living with my dad. My, how many kids I had? I had, I had seven kids at the time in my dad's house in Hawaiian Homes.

And, and because there wasn't any housing, I felt it, that it was upon, it was my kuleana to figure out if I'm having problems looking for housing, then, then who else is having? But then that didn't dawn on me till later on, it was because I had seven, nine kids, you know. I had seven kids at the time, and I said okay, now I get it. But, since that time, our housing situation hasn't gotten any better. And so, I've been an advocate since then.

I went to work for Faith Action for Community Equity as the social justice organizer, because housing wasn't just about not having a place to live, it was about justice. And even today, it is still about justice. So, I, my experience and my relationships that I have in our community with many of our stakeholders in housing, and I think I have actually nurtured many of my relationships with our stakeholders, with developers, and with workers, and community, and nonprofits, that I think I would be a very good Chair. And I think people today still look at me as if I am the Chair. So, I think my, if they look at me as if I am, I should behave as such, and therefore, I should be such. Thank you.

CHAIR KING: Thank you, Councilmember Kama. And, thank, and I do have your, you did submit in writing, so you're welcome to talk about what Committees you'd like to be on, but I do have your written proposal. So, I'll leave that up to you whether you want to, if you're, if you're pau we'll move on.

COUNCILMEMBER KAMA: I'm done. Thank you.

CHAIR KING: Okay, thank you.

Okay, Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you, Chair. Members, I sit before you realizing that who I serve are the community and the residents of Maui County. Through my lifetime I have always done a lot of community work and reached out and, and have helped build networks, and outreach, and community conveyance through, through just the way that I think I, I live my life and the way that I believe that communities are built.

The, the two Committees that I would like to suggest for a possible Chairmanship would be the Governance, Ethics, Transparency Committee, which is comparable to the Committee that I previously chaired during my first two years called, called Policy, Economic Development, Ag Committee. Through that Committee and the work that we did, and through just the hard work of the nine Member Committee that I, that I chaired, we put out 104 committee reports, which represents the amount of work that was completed by the Committee and sent forward to the Council to approve.

As well as we did 145 boards and commissions which are, as you know, the nominations comes from the Mayor's Office to us for us to give final approval. So, that as you know, if anyone sat with me in Committee was the hard work also of fellow Committee Member Mike Molina, because he was the Mayor's representative that went through all of the nominations. That was a lot of work from Mike.

I appreciate that. Not only did that Committee do director qualifications, we established that. We did Charter Commission items, Charter items, and we took up any policy that involved two Committees.

The other, the second Committee that I'm interested in chairing is the Multimodal Transportation Committee which is, in my perspective, a opportunity to look at our future through energy consumption. But, also, I think works with the Public Works Department which, which I have a very good working relationship with them at this time and I would like to proceed, and to proceed in that mode and continue doing that.

I am interested in serving on all the Committees except the Healthy Communities one. So, for that, if you could, you know register my name as being interested in being a voting member for the rest of the Committees, rest of the standing Committees, Chair.

CHAIR KING: Okay, thank you, Ms. Sugimura.

And we'll move onto Ms. Paltin. Chair, Councilmember Paltin. Thank you.

COUNCILMEMBER PALTIN: Thank you. Thank you, Chair. Thank you, Members. In response to County Communication 19-8, establishing the membership of the standing committees of the Council, I would like to serve as your Committee Chair of the Council's Planning and Sustainable Land Use Committee.

My goals and vision relative to overseeing the Planning and Sustainable Land Use Committee include emphasizing smart-growth principles into the Committee's decision-making; working together with the Administration to streamline County permitting processes; including mitigating measures to climate change, sea level rise and resiliency throughout the policy-making process; and fairly facilitating Committee meetings to ensure that all sides are heard, while working towards win-win solutions for our communities.

It was through the General Plan process back in 2007 that I first started to participate in County government as a citizen, as it related to Honolua. And over the years, my participation has grown to include many other issues.

West Maui is currently on deck in the Community Plan Advisory process and I have been heavily involved with my community in that regard. When organizing my office, I consciously built capacity in the area of Planning, hiring staff with Planning background and expertise.

Having worked on the frontlines of our shorelines for many years, I know better than most how very real climate change is and how fast it is occurring. This is something that must be considered in all Committees and all decision-making, but especially in land use and planning. I believe the Planning and Sustainable Land Use Committee can play a pivotal role in mitigating climate change, including sea level rise, while implementing resiliency measures to ensure our communities remain sustainable.

This past year, I had a front row seat to the natural disasters in my district and feel those experiences will influence my decision-making to benefit all our residents. These experiences also provided the opportunity to work closely with first-responder departments and personnel such as the Maui Emergency Management Agency's Administrator, Herman Andaya and as, also the Department of Environmental Management's then Deputy Director Mike Miyamoto, to help homeowners rebuild faster.

I know that there are many issues concerning our outdated zoning, but there has been significant progress made as well with the digital MAPPS process and I hope to be able to work collaboratively with the Administration on moving forward and streamlining the County permitting processes.

Concerning land use issues, I'm confident that I would be a good Chair. Although many controversial issues arise in land use, I am equipped to facilitate objective meetings where every participant can safely share their opinions. In this way, we can work towards win-win solutions.

With my civil service experience along with my environmental and community advocacy background, I believe I will authentically connect and communicate with all people and serve the Council in this capacity as well.

In addition to chairing the Planning and Sustainable Land Use Committee, I would also like to request voting membership on the following Committees: Economic Development and Budget Committee; Governance, Ethics, and Transparency Committee; Water and Infrastructure Committee as Vice-Chair; Healthy Families and Communities Committee; Environmental, Agricultural, and Cultural Preservation Committee; and the Affordable Housing Committee. And, if Councilmember Sinenci would agree, I would like to have him Vice-Chair the Planning and Sustainable Land Use Committee. Thank you for your support and consideration of my requests.

CHAIR KING: Okay. Thank you. And, thank you for your, also, advance written request. Appreciate that.

Mr., Councilmember Hokama.

COUNCILMEMBER HOKAMA: Thank you, Chair. Excuse me. This morning, I would say I'd be very happy to serve on the, your Affordable Housing Committee; your Economic Development and Budget Committee; your Governance, Ethics, Transparency Committee; Ag, Environment, Cultural Preservation; Planning and Sustainable Land Use; and Water Infrastructure Committee, Chair. I would be happy to be a Member and participating of those specific Committees I have mentioned.

Regarding Chairmanships, Chair, I guess, I got the most years of experience. But, I can appreciate the new energy that the community has elected and I'm a lot open to allowing them their opportunity of governance and being responsible for that governance. So, stating that, and again, I mention I will be happy to be a participating Committee member.

Yes, I was a National President. I did move forward the National Infrastructure Transportation Initiative for counties, we got it reauthorized 2015. Yes, I've spoken to the governments of Hong Kong, I've met with the ministers of Beijing on their treasury and real property program. I'm considering to speak before South Korea on real property taxation.

I've been able to, would say in my 20 years I've gone in a cycle with this County's finances. And when I came onboard, our finances were horrible, okay. Our cash flow ratios, our debt ratios was, to me inappropriate, and created a lot of issues for us during the, that 1998 to 2000 term because of borrowing and because of cash of previous decisions.

So, for me, Chair, I'm happy to use my experience, my knowledge to assist this Council to move forward in my capacity as a member of your standing Committees. Thank you.

CHAIR KING: Alright. Thank you, Mr. Hokama.

Ms. Fernandez, Rawlins-Fernandez, I . . . remember it's a hyphenated.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. And mahalo for creating and implementing this process for us to determine Committee Chairs and membership; great precedence to set.

The two Committees I am interested in serving as Chair on, and feel like I could greatly contribute to are the Economic Development and Budget Committee, the EDB; and the Governance, Ethics, and Transparency Committee, the GET Committee.

With the support of the Council, I would be honored to serve as the EDB Chair, Committee Chair. I have a Master's in Business Administration. I serve on the OHA Hawaiian, Native Hawaiian Revolving Loan Fund board of directors, which manages several million dollars and serves on the Molokai Child Abuse Prevention Pathways, which also manages a couple million dollars.

Prior to being elected to this Council, I worked in the office of Councilmember Elle Cochran and became familiar with this, the Council's budget process.

My vision for this Committee is to develop a process that is clear, fair, efficient, and transparent. My experience with the budget is that it, it has not been clear. Arbitrary rules and deadlines were sprung on Members, who then scrambled to meet tight timelines and make important decisions for our community. Some meetings went on until almost three in the morning. Some meetings lasted too many hours for most of

the members of our public to be able to follow and I think it's important that they are informed throughout this process.

Which leads me to my next point. I'd like to advocate for the purchase of a software, like OpenGov, that would make our budget more user friendly, not just for the Members and Departments, but also for the community to be able to follow. After all, it is their taxpayer dollars. We currently use paper-heavy and voluminous documents and files, like spreadsheets and IIFS reports to go through each piece of the budget. Purchasing budget software would minimize risk, allow the County to run generated scenarios to make better decisions, keep better records, and allow more transparency in the budget process after the funds have been awarded or allocated.

While I do have an MBA, I admit that I am not a budget expert, but, I am committed to working hard and working collaboratively with everyone. I want to further point out that not many if, if any at all, Councilmembers had experience managing a \$700 to \$800 million budget prior to becoming a Councilmember or a Budget Chair. And this is not something I would do alone anyway. I would have a Committee and a team; a team of budget analysts, legislative analysts, and other support staff from OCS.

We all must start somewhere, and while I, we have two Councilmembers who both served as Budget Chair in the past, I'd like to take advantage of their expertise and guidance while we have them. Mr. Hokama, our big leaf, has two years left on the Council, and to grow the, and I'd like to grow the capacity of our Council and that our Council shouldn't wait until he terms out, which would leave us with just one person who has Chaired the Budget Committee before. This type of experience should be shared with other Councilmembers, especially since the Council is legally considered a continuing body.

For many of our campaigns, we highlighted the need for more affordable housing amongst other issues. And we must make good on addressing these, this earnestly in our budget for our community as we said we would. I'm asking members of the public to take on new kuleana as, and learn this Council process, and become more involved. It's not my philosophy to ask more of others than I would ask of myself.

My second preference would be to serve as Chair of the GET Committee. My relevant education for this Committee is having a law degree. My vision for this Committee is to agendize Charter amendments this year. I'd like to take up those issues well before the deadline. Last year, some proposed Charter amendments were taken up too late, so that the Council was unable to conclude discussion before the deadline. And it wasn't able to make it onto the ballot, such as the bill to create a professional manager position.

Other priorities include increase in, increasing access to information by creating a public access room, like the one we benefitted from the other day during our orientation. That, that type of presentation, the kind of workshops and just serving as a resource, the staff and the room itself would greatly benefit our community.

I understand that historically all Councilmembers have sat on both the EDB, or whatever the Budget Committee was called during that time, and the GET Committees.

The Committees I'd also like to be a voting member on, of is the Affordable Housing Committee; the Water and Infrastructure Committee; and the Sustainable Growth and Land Use Committee; or any other Committee that the Council deems appropriate for me. I will submit this in writing by the end of this meeting. Mahalo.

CHAIR KING: Okay, thank you very much for that very thorough presentation.

And, we'll move onto Councilmember Lee.

COUNCILMEMBER LEE: Good morning, Members and Madam Chair. My two choices are Chair of the Economic Development and Budget Committee and the Water Committee.

Now, as a Councilmember for five two-year terms, I worked with the Council to craft ten budgets for the County of Maui. I am familiar with the functions of the various departments of the County and their programs and funding needs. I served as the Budget Chair for four years and was subsequently elected Chair of the Council. After serving ten years on the Council, I became the Director of Housing and Human Concerns for eight years, where I administered a budget of approximately \$31 million.

I am uniquely qualified to lead the Economic Development and Budget Committee because of my extensive high-level legislative and administrative experience. I not only had experience with creating County policy, but I also have experience implementing those policies as a cabinet-level administrator; from negotiating the acquisition of land to developing a number of County facilities.

My legislative accomplishments in the area of budget and finance include many, many pieces of legislation. But, one of, that I was particularly proud of was to provide tax relief to taro farmers by exempting them from paying the minimum real property tax. And, I also worked very long on trying to establish the Community Facilities District ordinance as a financing tool to pay for infrastructure costs. I think I was a little bit ahead of my time, as it took 27 years to pass.

As far as goals and vision to guide the Economic Development and Budget Committee to fulfill the Countywides, Countywide Policy Plan's theme to "Strengthen the local

economy". To ensure that funding is provided in the budget for a wide range of affordable housing units for rent and for purchase to fulfill our pledge to the community to make housing a top priority. And I may add to my written submittal, that one of the things that, I have many ideas for the budget, but one of the things is to start collecting all these little pockets of money within the budget and use them for what we have already determined as our top priority, and that is affordable housing. Rather than just keep things in little compartments, I believe we need to, to use our resources much more wisely and collectively.

I also would do everything possible to prevent raising taxes, to keep rates and fees at a reasonable level to the extent feasible. To continue to seek new and expeditious ways to meet our objectives in a fiscally responsible and efficient manner, and in collaboration with members of the community.

My second choice for Chair would be the Water and Infrastructure Committee. My reasons here would be, during my tenure on the Council, I served as Chair of the Water Committee. I have legislative experience in water resource development and waste management systems, having been on the Council when it passed legislation to require the use of reclaimed water for construction, irrigation, and other suitable purposes.

I understand the demands of our people for the island's limited water resources, and I will work to ensure that all water rights are protected. I have experience collaborating with the public and private sectors to accomplish common goals and objectives, and will tap this experience to facilitate construction of needed infrastructure improvements.

My legislative accomplishments in the area of water and infrastructure are many, but two of the top ones are proposing and getting it passed, low flow devices to save water. And this was a requirement that was very unpopular at the time I proposed it. A variety of zoning ordinances, including the R-0 Zero Lot Line Residential District, R-0 Zero Lot Line Overlay District and Cluster Housing.

Goals and vision; to guide the Water and Infrastructure Committee to fulfill the Countywide Policy Plan's theme to "Improve Physical Infrastructure". To support the Department of Public Works in implementing improvements to relieve the highly congested traffic areas in the County, without delay. To help the Department of Water Supply find solutions to tackle the Upcountry Water Meter List. To work closely with the Legislature to obtain matching funds for the Paia-Waikapu bypass roads, and to expedite the extension of the Lahaina bypass.

In addition to these leadership positions, I am willing to serve as a member of all the other standing Committees. I would appreciate your favorable consideration of my request. Thank you everyone.

CHAIR KING: Thank you, Councilmember Lee.

Councilmember Molina.

COUNCILMEMBER MOLINA: Thank you. And good morning, Madam Chair and my colleagues on the Council. I provided a memo for you, for your review with my considerations for Committees.

The first Committee I'd like to be considered for as the Chair is the Government, and Ethics, and Transparency Committee. As Councilmember Sugimura alluded to earlier, I was a member of the Administration and dealt with boards and, boards and commissions in that role, and worked with the Council. And, I appreciate working with Councilmember Sugimura and the rest of my colleagues, which, or your Council colleagues of the previous term which included you, Councilmember Hokama, and Councilmember Sugimura. And, I held this position for eight years, so I think that experience on the Executive branch unique, uniquely qualifies me for this particular Committee.

And for those of you who know, who knew that I was a Member of the Council for ten years, for two terms, I served on the Committee of the Whole, which is the equivalent of the, the Governance, and Ethics, and Transparency Committee. And that Committee, of course, like this Committee dealt with the Mayoral appointments, litigation matters, selection of special counsel, HSAC, and NACo legislative packages, and now will also include the confirmation of directors. So, there's additional responsibilities that go with this particular Committee.

As a Chair, I was always open to hearing Members' proposed legislation. This particular Committee may be viewed as a catchall Committee, so if there's a communication or item that may not fit in some of the other Committees, in general this Committee was the catchall that would take it. And I was always open to hearing any of my fellow colleagues' legislation in a timely manner.

I can cite one particular matter that came from former Councilmember Joe Pontanilla, which was the cellphone and texting ban. So, we heard it in this Committee and got it passed.

So, you will always get that from me as a Committee Chair. And, I also would certainly want to support your initiative, Madam Chair, to ensure that government operates

ethically and clear for the public to understand and participate, which are certainly critical variables that go with this particular Committee.

And, my second choice, should I not get this first one, would be the Affordable Housing Committee. And I state that only because during my first tenure on the Council, I sponsored a legislation and drafted a legislation with hardworking staff on the issue of housing. For example, the First-Time Homebuyers Fund, that was drafted. And I believe that's been reinstated, I believe last term by the Council, which I certainly appreciate. And of course, the Affordable Housing Fund, which was a Charter amendment, which was initiated, and it was passed by the electorate. And most recently, the Affordable Accessory Dwelling, the otherwise known as the Ohana Bill, which we started, I believe it was on my last term on the Council and now has been passed by the last Council as well.

So, based on those accomplishments, I would like to have consideration for that. And, whichever chairmanship I get, just on my personal beliefs, as a Chair you should be a bridge-builder between the Council and the Administration because we're all in this together. Especially for the GET, because you're going to be dealing with legal matters that we all have to work together to see how we're going to approach matters such as these with people who, you know, sue the County.

And I think also you need to have the belief that not to bury items. As we sometimes see on the State Legislature, Committee Chairs will sometimes on purpose not hear items and try to kill items. I'm not like that. I will make, ensure that every Members' proposal is given its day in the sun, so to speak, and that includes any proposed Charter amendments. So, I will do my best as a Chair to hear whatever matters that are proposed in a very timely manner.

So, that's about it for my spiel. I certainly thank you, Madam Chair, for giving all of us this opportunity to share our thoughts as to what Committees we would like to Chair. Thank you.

CHAIR KING: Thank you, Councilmember Molina.

And last but not least, Councilmember Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair. Seeing that no one wants to Chair the Environmental, Agriculture, and Cultural Preservation Committee, I propose to implement the Maui General Plan objectives to preserve local cultures and traditions, and to protect, protect the natural environment.

My long-standing work as the `Aha Moku representative for Hana has prepared me in the matters of Act 212, the establishment of the `Aha Moku System of resource management within the Department of Land and Natural Resources, and in the matters of Hawaii's State Constitution, Article 7, Section 12, whereas the State reaffirms and shall protect all rights, customarily and traditionally exercise for subsistence, cultural, and religious purposes.

In my new role as a Councilmember, I'll work in accordance with the Maui Island Plan to perpetuate the spirit of aloha and celebrate the host Hawaiian culture and all other ethnic cultures, and to develop a comprehensive program for the protection of cultural, historic and archeological sites.

Maui's wildlife and natural area resources are key components of the island's identity, and one major threat to this component is the introduction of invasive species. The Maui Island Plan urges the County to work closely with all agencies to develop and implement procedures for the inspection of incoming cargo, passenger baggage, and vehicles for invasive species, and prohibited plants and animals at all points of entry.

Many of Maui's streams and watersheds are privately controlled, while water resources are held in public trusts for the people. A major issue facing Maui's watersheds and streams continue to be stream diversion, damming and alteration resulting in a disruption of the hydrologic cycle. It is important to implement Action Plan 2.3.1 of the Maui Island Plan, and work with all agencies of government to ensure instream assessment to assure the reproductive cycles and systems for native species, and for all other purposes.

Under my leadership, the committee intends to work closely with the Department of Environmental Management and Protection, and fund efforts for effective waste management systems, pollution, litter control, and recycling programs. As environmental stewards, we are committed to the planning, moving, building, and maintenance of the County's sewer plants, pump stations, and reclaimed distribution systems, in anticipation of future population demands.

Maui has a rich history and an intimate relationship with farming and the protection of agriculture lands. And it is imperative that we continue Maui's quest for agricultural self-sufficiency and for diversified agriculture. The recent acquisition of old sugarcane fields by Mahi Pono is optimistic and hopeful in sustaining Maui's agriculture future. I look forward to promoting efforts for organic and regenerative farming methods, and toward funding food processing and packaging centers within local communities.

In closing, if chosen to Chair this Committee, nobody wants it, I only ask that it be renamed to read as the Agriculture, Cultural and Environmental Committee simply for acronym purposes.

Given the opportunity to co-chair and actively vote in other Committees, my personal preferences would be the Planning and Land Use Committee, and the Affordable Housing Committee. My background in architectural design and planning has developed my interest and passion in creating an environment that directly reflects Maui's overall character and fosters the best potential for its residents.

Mahalo for this opportunity and your consideration to Chair this Committee.

CHAIR KING: Thank you, Mr. Sinenci. So, and thank you all Councilmembers for being willing to share with the public your, your goals and your desires for different Committees. Is there any, is there any comment or discussion at this point?

Ms. Sugimura.

COUNCILMEMBER SUGIMURA: So, I'm curious, Chair, what about yourself?

CHAIR KING: Myself?

COUNCILMEMBER SUGIMURA: Cause I know Chair would sit on Committees. So, I was just wondering what your interests may be.

CHAIR KING: Oh yea, well, you know, for myself as far as sitting on a vote, as a voting committee member, I'm going to be looking at the requests that were made. I'm going to try to fill in, because we have to have, you know, full cooperation and we don't want to leave any Committees with only five Members. But, my interest, and pretty much everything on here is my interest, so I'm not, I'm not, there's nothing that, my intent is that all Members will be on the Economic Development and Budget Committee, and all Members will be on the, the Governance, Ethics, and Transparency Committee, which is, as Mr. Molina pointed out, was akin to the Committee of the Whole. So, all nine Members will be on those. The other six Committees, I intend to seat seven people. So, I will try to put myself where most needed as far as the requests have been made.

We have, some of you have, in advance, sent your presentations to me. So, I'm going to ask any, who didn't send the written proposal to me to, I'll ask the staff to collect from anybody who didn't. And then we're going to go into a recess for about 45 minutes, which is actually good timing, because 10:30 is a recess, the morning recess. And then I will come back with my recommendations based on the presentations that were

made and the desires that were expressed and the, and the goals that some of you have expressed for the different committees that you would like to Chair. So at this point, is discussion for, anybody else who has any questions of any, of each other or any additional comments you'd like to make?

Councilmember Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. I'd just like to voice my support for Councilmember Sinenci's acronym. I think ACE sounds good.

CHAIR KING: Okay. Any other comments? If not, before we recess, can we ask the staff to maybe, if anybody's got a hard copy that they haven't previously submitted, could you just raise your hand and we'll have the, anybody else, okay, Ms. Okay, we'll have the staff come around.

Okay and with that, I really want to thank Councilmembers for the thoughtful comments and expressing what your goals are for the various Committees, which our intent is. I think it's, makes for a much more transparent process when folks can hear why the, you know, the Committee recommendations are being made. And then of course when we come back we'll have further debate on those, on my recommendations.

So, right now we stand in recess until, oh it's 10:30, we missed our ten minute, well that would be our ten minute break. I'm going to ask Councilmembers to come back at 11:30, so we'll give, because along with me making my, you know, looking at this information, making my recommendations, the staff has to put it into a format to distribute. So, I'm going to give us an hour. Please come back at 11:30. We stand in recess.

(THE MEETING WAS RECESSED BY THE CHAIR AT 10:24 A.M., AND WAS RECONVENED AT 11:39 A.M., WITH ALL MEMBERS PRESENT.)

CHAIR KING: Okay, the meeting of January 11, Council meeting of January 11 will reconvene. It is 11:40. That clock is actually three minutes late, fast. And we're getting a, we're distributing a copy of the Chair's recommendations for Committee Chairs and for Members of the various Committees.

I'm going to entertain a motion to, to amend the previous proposed, the previous motion and then we'll, we'll go into discussion.

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ:

CHAIR, I MOVE TO AMEND THE PROPOSED RESOLUTION BY STRIKING EACH BLANK AND INSERTING IN ITS PLACE A COUNCILMEMBER'S NAME AS NOTED IN THE REVISED PROPOSED RESOLUTION DISTRIBUTED, JUST DISTRIBUTED TO US AS FOLLOWS.

FIRST FOR YOUR AFFORDABLE HOUSING COMMITTEE: COUNCILMEMBER TASHA KAMA AS CHAIR; COUNCILMEMBER MICHAEL J. MOLINA, VICE-CHAIR; WITH THE FOLLOWING FIVE VOTING MEMBERS, COUNCILMEMBER, CHAIR KING; COUNCILMEMBER LEE; COUNCIL, MYSELF; COUNCILMEMBER SINENCI; AND COUNCILMEMBER SUGIMURA.

SECOND FOR YOUR ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE.

COUNCILMEMBER LEE: Chair. Point of order. Can we take this separately?

CHAIR KING: Well, we're going to take it as one document, but we can, we'll entertain motions to amend after we go through this whole document.

COUNCILMEMBER LEE: Okay. Alright, thank you.

VICE-CHAIR RAWLINS-FERNANDEZ:

OKAY, FOR THE ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE: MYSELF AS CHAIR; COUNCILMEMBER LEE AS VICE-CHAIR; COUNCILMEMBER HOKAMA AS, AND WITH THE REMAINING COUNCILMEMBER NAMES AS THE VOTING MEMBERS, COUNCILMEMBER HOKAMA; COUNCILMEMBER KAMA; CHAIR KING; COUNCILMEMBER MOLINA; COUNCILMEMBER PALTIN; COUNCILMEMBER SINENCI; AND COUNCILMEMBER SUGIMURA.

THIRD FOR YOUR ENVIRONMENTAL, AGRICULTURE, AND CULTURAL PRESERVATION COMMITTEE: COUNCILMEMBER SINENCI AS CHAIR; COUNCILMEMBER KAMA AS VICE-CHAIR; WITH VOTING MEMBERS

COUNCILMEMBER HOKAMA; CHAIR KING;
COUNCILMEMBER LEE; COUNCILMEMBER MOLINA;
COUNCILMEMBER PALTIN.

FOR YOUR FOURTH COMMITTEE, ETHICS AND TRANS,
GOVERNANCE, ETHICS, AND TRANSPARENCY
COMMITTEE: COUNCILMEMBER MOLINA AS CHAIR;
MYSELF AS VICE-CHAIR; COUNCILMEMBER HOKAMA; AND
THE FOLLOWING AS VOTING MEMBERS, COUNCILMEMBER
HOKAMA; COUNCILMEMBER KAMA; CHAIR KING;
COUNCILMEMBER LEE; COUNCILMEMBER PALTIN;
COUNCILMEMBER SINENCI; AND COUNCILMEMBER
SUGIMURA.

FIFTH, FOR YOUR HEALTHY FAMILIES AND COMMUNITIES
COMMITTEE: COUNCILMEMBER HOKAMA AS CHAIR;
COUNCILMEMBER SUGIMURA AS VICE-CHAIR; AND THE
FOLLOWING AS VOTING MEMBERS, COUNCILMEMBER
KAMA; CHAIR KING; COUNCILMEMBER MOLINA;
COUNCILMEMBER PALTIN; AND MYSELF.

SIXTH, FOR YOUR MULTIMODAL TRANSPORTATION
COMMITTEE: COUNCILMEMBER SUGIMURA AS CHAIR;
COUNCILMEMBER HOKAMA AS VICE-CHAIR, AND THE
FOLLOWING VOTING MEMBERS, COUNCILMEMBER KAMA;
CHAIR KING; COUNCILMEMBER LEE; COUNCILMEMBER
PALTIN; AND COUNCILMEMBER SINENCI.

SEVENTH, FOR YOUR PLANNING AND SUSTAINABLE LAND
USE COMMITTEE: COUNCILMEMBER PALTIN AS CHAIR;
COUNCILMEMBER SINENCI AS VICE-CHAIR; CHAIR KING;
AND THE FOLLOWING VOTING MEMBERS, CHAIR KING;
COUNCILMEMBER LEE; COUNCILMEMBER MOLINA;
MYSELF; AND COUNCILMEMBER SUGIMURA.

AND LASTLY, FOR THE WATER AND INFRASTRUCTURE
COMMITTEE: COUNCILMEMBER LEE AS CHAIR;
COUNCILMEMBER PALTIN AS VICE-CHAIR; AND THE
FOLLOWING VOTING MEMBERS, COUNCILMEMBER
HOKAMA; COUNCILMEMBER KAMA; COUNCILMEMBER
MOLINA; MYSELF; AND COUNCILMEMBER SINENCI.

CHAIR KING: And the rest of the resolution reads, "BE IT FURTHER RESOLVED by the Council of the County of Maui that all Council members who are not voting members of a standing committee shall serve as non-voting members of the committee and may participate in the proceedings, but shall not be counted toward quorum for the committee".

Alright, so we have a motion, do we have a second?

COUNCILMEMBER KAMA:

SECOND.

CHAIR KING: Moved by Councilmember Rawlins-Fernandez, and seconded by Councilmember Kama.

Discussion? And we're going, you know, pursuant to our orientation where we talked about amendments to amendments, if we make an amendment to this amendment, that's considered second, so we'll vote on that. We won't be making amendments on top of amendments, so vote on any new amendments and then come back to the, where we are at with the motion as amended. And then, you know, if, if Councilmembers have further amendments, we'll do that. But, I don't want to get amendments on top of amendments because that gets really confusing.

So, any discussion? And if you don't have, if you, please raise your hand for, you don't have discussion as we talked about also in orientation, please turn your microphone off. Okay.

Councilmember Lee, do you have a discussion?

COUNCILMEMBER LEE: If we're going down the, so are you going to, taking a vote on, like the first one and then the second one, or just, or just as a, as one document?

CHAIR KING: My preference is to take it as one document. And so, if you have an amendment to the document, you can propose an amendment. We'll vote on the amendments.

COUNCILMEMBER LEE: Okay.

CHAIR KING: And then we'll be back to the main motion as amended, but, or the first amendment. But, we'll, we'll just take up the amendments that way so that it doesn't get too confusing.

COUNCILMEMBER LEE: Okay. For myself, I don't know if this requires a motion.

BUT IF SO, I MOVE TO DELETE VICE, MYSELF AS
VICE-CHAIR OF THE ECONOMIC DEVELOPMENT AND
BUDGET COMMITTEE.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR KING: Okay. Do you have a, in your motion, do you have a replacement or you just deleting the status as Vice-Chair.

COUNCILMEMBER LEE: The status of Vice-Chair.

CHAIR KING: Okay.

COUNCILMEMBER LEE: I don't have a replacement.

CHAIR KING: Okay. So, moved by Councilmember Lee, seconded by Councilmember Sugimura to delete Councilmember Lee as Vice-Chair of the Economic Development and Budget Committee.

Any discussion? Discussion? Okay, all those in favor say "aye".

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

CHAIR KING: Opposed.

NOES: NONE.

CHAIR KING: Okay, nine "ayes", no "noes". Motion carries.

Any other further discussions?

COUNCILMEMBER SUGIMURA: Chair.

CHAIR KING: Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you.

SO I WOULD LIKE TO MAKE A MOTION TO HAVE ALICE LEE
BECOME THE CHAIR OF THE ECONOMIC DEVELOPMENT
AND BUDGET COMMITTEE.

CHAIR KING: Okay, are you making a motion to make a deletion and insertion?

COUNCILMEMBER SUGIMURA: So, it would be that she would be the Chair, I guess delete
Keani Rawlins-Fernandez as the Chair, and in its place put in Alice Lee.

CHAIR KING: Okay, motion, moved by Member Sugimura.

COUNCILMEMBER MOLINA:

SECOND.

CHAIR KING: Seconded by Councilmember Molina.

Discussion, Ms. Sugimura.

COUNCILMEMBER SUGIMURA: So, I, I would like to nominate Alice Lee. As she indicated
during her moment to talk about Committees that she's interested in chairing, she
talked about her previous experience as being on the Council for ten years, being
Budget Chair for I think four, also being a Chair of the Council.

And, I just would like to again reiterate what testifier, which was Teena Rasmussen,
had said about the importance of experience. And I think she, she had kind of a
pertinent example of if there was a fire, would you want somebody who has no
experience of putting out fires to be able to fight the fire?

And I think that Budget is a important Committee, or important work that we all do in
behalf of the residents. And I would like to have her leadership take us forward in the
next two years to ensure that the work of the people can be supplemented with what,
what the budget will entail. So, that's my motion.

CHAIR KING: Okay. Any other discussion?

Okay, if not, I'll just give my, my input as to why I made that recommendation. And I
think pretty much most of us here are doing something new that we haven't done
before. And, you know, we, all of us I, I feel are highly qualified to be on this Council.

We were voted into this Council because of our background, because of many, many forums that the voting public had for us to explain our experience, our goals, our vision.

So, my, my decision was based on wanting to see some change in the budget process, some new vision for the budget process transparency. And I feel that, that that was the reason I recommended Ms. Rawlins-Fernandez as Chair and Ms. Lee as Vice-Chair, that you know, the two could work together on creating that process and bringing some institutional knowledge, but also a new fresh vision to the budget process.

And to me, that was sort of a mandate that I felt as well from what happened in this last election. And so, going forward, I think, I have extreme confidence in every Councilmember's ability on this board. And I also think that if we have the commitment as Councilmembers' working together to aid all of us in whatever Committee we're, we're chairing in the, myself as Council Chair which is a new position for myself as well, that we're going to, we're going to create something new and good and fresh. And so, that was my thinking in the recommendations I'm making.

And I leave it up to the Council to, but I also would like to, I think it has to be, there has to be a balance of Chairs and Vice-Chairs working together, because in my experience in the last two years, the Chairs did not work closely with our Vice-Chairs. There was, there was an assignment given as Vice-Chairs and there wasn't an explanation of why. So if you look at my recommendations, the Vice-Chair positions came out of some of you, some of your second choices for Committees, some of the, the recommendations. I mean, Ms. Councilmember Paltin actually requested a Vice-Chair which I think is, is great.

I was told by some of the Councilmembers at the beginning of I, my previous term that in the, in the past that Chairs had been able to actually pick their Vice-Chairs. And then when we came in we were just assigned. I didn't see a lot of, I mean I didn't work closely as Vice-Chair of the PRL Committee, the Parks and Rec, Energy, and Legal Affairs. I was not brought into it. And nothing against the Chair, but you know, I just didn't see that, and I'd like to see more of that collaboration. We have, we have the ability to work one on one at least inside the Sunshine Law. And I think we need to do more of that, bring more collaborative expertise into each Committee. So, that's my thinking and I leave it up to the Council for your vote.

CHAIR KING: Councilmember Sinenci.

COUNCILMEMBER SINENCI: Yes, Chair, I just wanted to make a comment. You know as, as a East Maui Councilmember, a lot of the times during the budgetary process, we, because we're such an isolated community, a lot of our projects get either moved to

the wayside or sometimes even not considered. So, I mean, I've, I just personally feel that it's important that budgets spend money equitably and that all districts receive proper funding. And I would recognize the Chair that recognizes and places a value on this. A good Chair is open to working with all Members and providing equitable funding of all the district's projects. I just wanted to make a comment.

CHAIR KING: Okay, thank you.

Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you, Madam Chair. Let me first start off by saying I like both of these individuals. You know, Ms. Rawlins brings a, what's the term, fresh perspective or some new ideas I should say; and Ms. Lee certainly brings across a lot of experience. Whatever the outcome is of this vote, I would like to see both of them in a leadership position of the Budget Committee, Vice-Chair, Chair, whatever. So, I just wanted to state that for the record. And, we, we're certainly fortunate to have two very qualified individuals that could Chair this very, very difficult Committee which will now also include economic development. Thank you.

CHAIR KING: Okay. Thank you. Thank you, Mr. Molina.

Ms. Kama.

COUNCILMEMBER KAMA: Madam Chair, I, I too echo Councilmember Molina's comments that, that these, this one Committee is huge, and it comes with great responsibility, time-consuming. And I'm just thinking, does it have to have a Chair and a Vice-Chair? Can't they just be two Chairs or two Co-Chairs, or equally share that responsibility?

Because, I'd like to see mentoring going on with Councilmembers who are, what I would consider veterans, to be able to mentor those of us who are just coming in new. I mean, we talk, I talk a lot with, with Yuki because if I want to know anything that's been going on for a couple years, I got to talk to her and I want to get to know her. And I'd like to see more of that going on amongst all of us.

So, in terms of this particular Committee and the two great and wonderful women that we have, I mean, for, for us as Native Hawaiians, it's almost what we do, you know. It's, it's the kako`o, yea, of the, of the elder with the, with the youngster. And I'm just wondering if we can do something similar to that with this Committee. Thank you.

CHAIR KING: Thank you, Ms. Kama. And, I will say that I did broach that subject with our legal counsel. And I guess there was one time when that happened in the past with a Committee, I don't know if it was this particular Committee, and it did not work out,

because it, I guess you need to have somebody who's ultimately responsible and in charge. And so, you know, my recommendations are to have both of these individuals as Chair and Vice-Chair so that the collaboration could be there. But, you know, it's, it'll be up to the Council how they want to vote on this amendment. The amendment doesn't come with a Vice-Chair, so you know, I don't know what's going to happen after that. But, there's no guarantee if this amendment passes that Ms. Rawlins-Fernandez would be Vice-Chair per this amendment.

So, I will just, and I also, you know, just want to say I think it's really great to be able to talk to each other and share thoughts or ideas, but we do have to be careful about, you know, in, in groups larger than two discussing actual items and how we're going to vote on things because of the Sunshine Law. So, that does make it difficult sometimes.

But, you know, I, I agree with you that we need to be working together as much as possible. We just, it's just a difficult thing to do, you know, beyond organization. And this, this to me is still part of organization. We're still organizing. So, you know, we were advised that organizational matters are exempt from the Sunshine Law. So, take that how you want it. But, anybody, any other comments?

Mr. Hokama.

COUNCILMEMBER HOKAMA: Chairman, I would agree with you regarding your last statement but that was basically before Members take office. We are now Members in office and Sunshine Law applies regardless. If it's an organizational adjustment or not, we are already sitting Members, so everything applies to us, okay. When we're not officially installed, there's an opportunity for us to organize as a group. But at this time, I think this is the appropriate procedure. Thank you.

CHAIR KING: Thank you, Mr. Hokama.

Any other comments?

COUNCILMEMBER KAMA: So, Chair.

CHAIR KING: Councilmember Kama.

COUNCILMEMBER KAMA: So, I realize that sometimes when you try things in the past and they didn't work, so, if they didn't work in the past, does it mean that we don't try in the future. Because if we always say it didn't work in the past, that's why we don't want to do it now, then when do we ever start doing things new just because it didn't work yesterday? It's a new day. Hey, we get to make the rules, you know, this is us. So, I

would just like to see if Corp. Counsel could talk about that. If it's okay, Ms. Madam Chair.

CHAIR KING: Sure. Mr. Wong, you want to address that idea?

CORPORATION COUNSEL PATRICK WONG: Chair, thank you. Member Kama, thank you for the question. Sunshine Law applies at the point when the body forms. And this body formed--

CHAIR KING: Mr. Wong.

CORPORATION COUNSEL: Yes.

CHAIR KING: I think what she was, what Ms., Councilmember Kama was asking about was the potential to have two Co-Chairs versus a Chair and a Vice-Chair.

CORPORATION COUNSEL: This body can make that decision based on its own accord, whether or not you have two Chairs as your Chair King speak. I wasn't part of that discussion, but apparently in the past it has happened. And I, there's nothing that precludes you from having that occur currently and into the future.

COUNCILMEMBER KAMA: So, we get to make new rules?

CHAIR KING: Pardon.

COUNCILMEMBER KAMA: So, we get to, we get to create this new, if we want to have two Co-Chairs?

CHAIR KING: Well, we're go, Ms. Lee.

COUNCILMEMBER LEE: Let's make this simple. I would ask that the person who made the motion and the second withdraw, because I don't think that Co-Chairs for a Committee this size and this very complicated can, can really work in this situation. And, if, I'm perfectly willing to withdraw my suggestion or the nomination because there should be one, one Chair. And that Chair should be able to set the agenda and follow it, and not have to continually check with somebody else, you know. So, in the interest of moving forward and, you know, still working together but not as Vice-Chair, I would, you know, gladly just decline the nomination. Thank you.

CHAIR KING: Okay.

COUNCILMEMBER SUGIMURA:

SO, I WITHDRAW MY MOTION.

CHAIR KING: Okay. Thank you, Councilmember Sugimura.

COUNCILMEMBER MOLINA:

WITHDRAW THE SECOND.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR KING: Okay. Thank you.

Okay, so we're back to the main, well, we're back to the main motion as amended. And it's been amended to remove Councilmember Lee as Vice-Chair. And so, you're still not, not going to serve as Vice-Chair. Ms. Lee.

COUNCILMEMBER LEE:

I NOMINATE YOU FOR VICE-CHAIR.

CHAIR KING: Okay. Do we have a second?

COUNCILMEMBER PALTIN:

SECOND.

CHAIR KING: Alright, it's been nominated by Councilmember Lee, and seconded by Councilmember Paltin to put myself, Kelly King, in as Vice-Chair of the Economic Development and Budget Committee.

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

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

CHAIR KING: Opposed.

NOES: NONE.

CHAIR KING: Okay. Motion passes nine to zero.

Okay, one change on the recommendation. And, any other discussion?

Councilmember Hokama.

COUNCILMEMBER HOKAMA: Thank you, Chair. I would put in a request to my colleagues, I'm happy to forgo my chairmanship to be considered for a seat on the Affordable Housing Committee. As some of us may be aware, we have a 35-year old housing project of County land on Lanai; 110-acres that we've been fighting for, to build to construction. We've had challenges phasing. We've had challenges with financing.

But, I think we're at a point where the County needs to make a decision on should we go forward with phase one of our affordable project that was from a condition of zoning? Okay, and this was for the County to develop affordable housing for non-company employees but are also essential components of our community. So, whether that be State employees, County employees, private businesses, entrepreneurs, Federal workers, there's a component that still needs housing on our island.

And, we have a project we own. We own the land. We have plans. We've had much community engagement. And I would like to use this term to see if we can get at least phase one to a construction component, Chair. And so, I would like to be that advocate for Lanai. We've talked about this for many, many terms and I would ask the Members for that consideration. Thank you very much.

CHAIR KING: Okay. Mr. Hokama, do you have a proposal, or just asking for some?

COUNCILMEMBER HOKAMA: It would only work if there's a Member of your recommendations that would like to make an exchange, Chair.

CHAIR KING: Okay.

COUNCILMEMBER HOKAMA: Because, I'm not going to ask one specific person, you know. I mean everyone has a reason they would like to serve. I know the proposed Chair has great, great passion. She's been advocating for years and years, so I get it. But, I've been advocating for Lanai and I need Lanai to have a voice. Thank you.

CHAIR KING: Mr. Hokama, if, I mean, I would be happy to give you my seat on that Committee. But, I, I wouldn't, I would only do that if you would not, if you would take the chairmanship that you have. So, I mean, would you be able to, would you be willing to stick with what you have and then add the affordable housing on top of that?

COUNCILMEMBER HOKAMA: I, I appreciate your graciousness, Chair. And again, if that assists the Council moving forward, I will definitely accept and agree.

CHAIR KING: Okay. So, do we have a motion to, to remove myself as, on, on, as a, from the seat on the Affordable Housing Committee and add Councilmember Hokama.

COUNCILMEMBER SUGIMURA:

SO, MOVED.

COUNCILMEMBER MOLINA: Second.

COUNCILMEMBER SUGIMURA:

SO, MOVED, CHAIR.

COUNCILMEMBER KAMA:

SECOND.

CHAIR KING: Moved by Councilmember Sugimura, seconded by Councilmember Kama.

Any discussion? Okay, all those in favor say "aye".

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

CHAIR KING: Opposed.

NOES: NONE.

CHAIR KING: Alright, amendment passes nine to zero.

Thank you, Mr. Hokama, for your passion.

Okay, any other thoughts on this? Otherwise, we're back to the main motion as amended.

Mr. Clerk.

COUNCILMEMBER SUGIMURA: So, Chair.

CHAIR KING: Just a minute. Mr. Clerk.

COUNTY CLERK: Madam Chair, just for the record, we're on the amendment as amended right now.

CHAIR KING: Oh, okay. The amendment as amended. Okay.

Councilmember Sugimura.

COUNCILMEMBER SUGIMURA: So, Chair, I'm interested in being part of the Agriculture Committee, Mr. Sinenci's Committee.

COUNCILMEMBER LEE: So moved.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR KING: So, we need, we need a motion with a replacement.

COUNCILMEMBER LEE:

I MOVE THAT COUNCILMEMBER SUGIMURA BE A MEMBER
OF THE ENVIRONMENTAL, AGRICUTURAL, AND CULTURAL
PRESERVATION COMMITTEE.

COUNCILMEMBER MOLINA:

SECOND.

COUNCILMEMBER LEE: And I will take her place on, where are you? Where do you want me to take your place?

COUNCILMEMBER SUGIMURA: I'd hate to give up anything.

COUNCILMEMBER LEE: You want me to take your place on Healthy Families?

COUNCILMEMBER SUGIMURA: Actually, I wouldn't mind being on that Committee. But, do I end up on every single Committee? Wait, let me look at this.

COUNCILMEMBER LEE: Or the other alternative is just adding one person more on your Committee, on this Committee.

CHAIR KING: That makes it hard. That pushes the quorum up to five out of eight.

COUNCILMEMBER LEE: Okay.

CHAIR KING: So, it's preferable to have an odd number.

COUNCILMEMBER LEE: Okay. Ms. Sugimura, we're looking at, I am--

CHAIR KING: And you could, you could replace, if you wanted to replace Member Sugimura with yourself and leave it like that, but which would still leave seven Members.

COUNCILMEMBER LEE: Yea, I'm, I'm suggesting that I replace myself with Sugimura on the ACE, or the, are we changing that? Environmental--

COUNCILMEMBER SUGIMURA: Agriculture, Environmental, and Cultural--

COUNCILMEMBER LEE: The EACP. Sorry.

COUNCILMEMBER SUGIMURA: ACE.

COUNCILMEMBER LEE: Sorry, not ACE, it's EACP now.

Anyway, I could be a member of the Healthy Families. Do you want me to be a Member of the Healthy Families? I think that's the only option. Of course, I don't have to be Vice-Chair.

COUNCILMEMBER SUGIMURA: You know what, I actually wanted to be on that ACE Committee. And Healthy Families, I'll gladly be the Vice-Chair for that, which is, which is probably the one Committee that I said I, you know, not--

CHAIR KING: Didn't want.

COUNCILMEMBER SUGIMURA: --didn't want to be part of. But, I'll gladly, you know, be on this Committee, which Mr. Hokama will Chair.

COUNCILMEMBER LEE: Okay.

CHAIR KING: So, we want to leave it? So, you want to withdraw your earlier motion?

COUNCILMEMBER SUGIMURA: Yea. I think, I think so. It's not going to work out. I mean, I don't mind being on every single Committee.

CHAIR KING: I remember you said, I remember you said you didn't want to be on that Committee.

COUNCILMEMBER SUGIMURA: Correct.

CHAIR KING: But, the reason why I put you on there is because you've had a lot of initiatives that relate to that, you know. You've been a champion for the anti-smoking in the cars, and the resolution against domestic violence, and this other one that you've put in there for, I mean, I just, you know, to me that kind of--

COUNCILMEMBER SUGIMURA: So, I, actually going forward have things that I want to do with ag actually. So, I would like to be on that Committee and work with Mr. Sinenci in terms of moving forward the things that I have already in motion that I'm, I'm going to be proposing here, so.

CHAIR KING: Okay, so are you willing to, to switch the position on the Healthy Families then with Ms., Councilmember Lee.

COUNCILMEMBER LEE: Madam Chair.

CHAIR KING: Yes, Ms. Lee.

COUNCILMEMBER LEE: The other option is if I just remove myself from the Environmental and Agricultural Committee and she can take my place. And she can keep that other seat on the other Committee. How's that?

CHAIR KING: Okay, well, that's fine with me.

COUNCILMEMBER SUGIMURA: Okay, that's fine.

CHAIR KING: Okay, would you like to make that motion.

COUNCILMEMBER LEE:

SO, MOVED.

CHAIR KING: Okay, moved.

COUNCILMEMBER PALTIN:

SECOND.

CHAIR KING: Seconded by Member Paltin to replace Councilmember Lee on the Environmental, Agricultural, Preservation Committee with Councilmember Sugimura.

Any discussion or did we already have enough? All those in favor say "aye".

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

CHAIR KING: Opposed.

NOES: NONE.

CHAIR KING: Okay.

COUNCILMEMBER SUGIMURA: Thank you, Members.

CHAIR KING: Okay. Any other amendments? Otherwise, we will take a vote on the main amendment as amended.

COUNCILMEMBER SUGIMURA: Chair, who's the Vice-Chair of Economic Development, Budget? Did I miss that?

CHAIR KING: Yea, we, we took a vote on that.

COUNCILMEMBER SUGIMURA: Oh, you're going to be the Vice-Chair.

CHAIR KING: Right. Okay, if not, we'll vote on the main amendment as amended. All those in favor say "aye".

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

CHAIR KING: Opposed.

NOES: NONE.

CHAIR KING: Motion carries nine to zero.

Back to the main motion as amended. Any discussion? If not, all those in favor say "aye".

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

CHAIR KING: All those opposed.

NOES: NONE.

CHAIR KING: Okay, main motion passes nine to zero.

We have our Council Chairs and membership. Thank you very much, Members. And I look forward to a very productive term with these, with these Council Committees.

COUNCILMEMBER MOLINA: Madam Chair.

CHAIR KING: Yes.

COUNCILMEMBER MOLINA: Would it be permissible for me just to make a comment on what just transpired?

CHAIR KING: Sure.

COUNCILMEMBER MOLINA: Okay. Yea, I just want to say to my, to you and my colleagues; thank you. And especially to my colleague, Ms. Lee, who, you know, we could have had a very long drawn out discussion on this, but the diplomacy shown by Ms. Lee and the years of experience certainly shined, and as well as Mr. Hokama. And I think these two seasoned individuals certainly have set a good example for all of us in terms of

moving on and putting as a priority the needs of, of the County of Maui. So, it was just really enlightening to see, Madam Chair. And I just have nothing but my appreciation for both of these individuals, as well as my new colleagues. It's certainly a new day, as Member Kama has stated. So, I just want to express my aloha to these individuals.

CHAIR KING: Okay, thank you. And same to you as a seasoned individual as well. Okay. Alright, so, moving on.

Mr. Clerk.

COUNTY CLERK: For the record, RESOLUTION 19-13.

(ACTION ON COUNTY COMMUNICATION NO. 19-8 WAS LATER RECONSIDERED. UPON RECONSIDERATION, RESOLUTION NO. 19-13 WAS FURTHER AMENDED, AND COUNTY COMMUNICATION NO. 19-9 WAS AGAIN FILED. See pages 88 through 92.)

NO. 19-9 - ALAN M. ARAKAWA, MAYOR,
(dated December 7, 2018)

Transmitting a proposed resolution entitled "REMOVAL OF PAUL WICKMAN FROM THE COUNCIL ON AGING."

CHAIR KING: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ:

I MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE REFERRAL AND REPORT PURSUANT TO RULE 7(G) ON THE RULES OF THE COUNCIL.

COUNCILMEMBER LEE:

SECOND.

CHAIR KING: Okay, moved by Ms. Rawlins-Fernandez, seconded by Councilmember Lee to waive the Rules of the Committee *[sic]*. And, Ms. Rawlins-Fernandez would you like to just give a brief explanation?

VICE-CHAIR RAWLINS-FERNANDEZ: Madam Chair, approval of my motion to waive the requirement of Committee referral and report by two-thirds vote of the Council membership will allow the Council to act on the Mayor's request today.

CHAIR KING: Okay, any discussion? If not, all those in favor, say "aye".

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

CHAIR KING: Any opposed?

NOES: NONE.

CHAIR KING: Motion passes nine to zero to waive the Committee structure.

And, would you like to make the next motion, Ms. Rawlins-Fernandez?

VICE-CHAIR RAWLINS-FERNANDEZ:

I MOVE TO ADOPT THE PROPOSED RESOLUTION
ATTACHED TO COUNTY COMMUNICATION 19-9, AND TO
FILE COUNTY COMMUNICATION 19-9.

COUNCILMEMBER LEE:

SECOND.

CHAIR KING: Okay, moved by Ms. Rawlins-Fernandez, seconded by Councilmember Lee.

Any discussion on this?

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Yea, the Mayor's letter attached as "Exhibit 1" to the proposed resolution provides his justification for recommending Mr. Wickman be removed from the Council on Aging. And it appears that further discussion in a Committee is unnecessary. According to former Mayor Arakawa, the Mayor's Office was informed that Mr. Wickman has moved to the mainland. And the existing phone number provided by Mr. Wickman has been disconnected. No updated contact information was provided.

Charter Section 13-2(5) allows a board member to, to be removed for cause upon the recommendation of such removal by the Mayor and the approval of two-third of the entire membership of the Council. I ask for the Members support of this motion.

CHAIR KING: Okay, Mr. Molina.

COUNCILMEMBER MOLINA: Thank you very much, Madam Chair. As a former executive assistant to former Mayor Arakawa, I was involved in this process. So, I just wanted to state for the record, this request to remove has nothing to do with Mr. Wickman's character. While he was there, he did serve on this Council on Aging honorably, had a good meeting attendance, but for whatever reasons he had to move to the mainland and never had the time to inform the Mayor's Office officially. So, that's basically the request. Thank you.

CHAIR KING: Okay. Thank you, Mr. Molina.

More discussion? If not, all those in favor of the motion on the floor say "aye".

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

CHAIR KING: Any opposed?

NOES: NONE.

CHAIR KING: Motion passes nine, zero; unanimous.

Members, is everybody okay continuing on given that we had an hour break at one point in the meeting or, or is there, is there a desire to take a lunch break at this hour?

COUNCILMEMBER KAMA: Lunch.

CHAIR KING: Everyone's okay to continue on?

COUNCILMEMBER KAMA: Hawaiian says lunch.

CHAIR KING: Or can we continue on for 15 more minutes and see how far we can get?

COUNCILMEMBER KAMA: Sure.

CHAIR KING: Okay, we'll go ahead till 12:30 and we'll reassess then.

Mr. Clerk.

COUNTY CLERK: For the record, RESOLUTION 19-14.

NO. 19-10 - KELLY T. KING, COUNCIL CHAIR,
(dated January 4, 2019)

Transmitting a proposed resolution entitled "APPROVING THE HAWAII STATE ASSOCIATION OF COUNTIES REPRESENTATIVE FOR FISCAL YEAR 2019".

CHAIR KING: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ:

I MOVE TO ADOPT THE PROPOSED RESOLUTION
ATTACHED TO COUNTY COMMUNICATION 19-10, AND TO
FILE COUNTY COMMUNICATION 19-10.

CHAIR KING: Is there a second.

COUNCILMEMBER HOKAMA:

SECOND.

CHAIR KING: Second. Moved by Member Rawlins-Fernandez, seconded by Member Hokama.

This is for, this is for, well, I'll let you go ahead and, since it was your motion.

VICE-CHAIR RAWLINS-FERNANDEZ: Sure. Madam Chair, former Councilmember Stacy Crivello previously served as the HSAC Representative for the Maui County Council with a term expiring on June 30, 2019. Her seat is now vacant. This resolution will allow the Council to seat you, Chair, as the HSAC Representative to serve along with HSAC Alternate Councilmember Riki Hokama for the remainder of the term. Nothing further, Chair.

CHAIR KING: Thank you. Any other discussion? If not, I'll just also mention that for Councilmembers who don't know this, that we are the host island for the HSAC conference this year. Nothing really was being done on it in the previous year, so I've been working in the last couple weeks to start to take this up with our Office of Council Services. We have less than six months to get this together, because it's going to happen in June.

So, as your HSAC Representative, that's probably one of the biggest things other than our, representing our legislation package at the State Legislature. And so, this is a, this is a position that could be turned over at the end of this fiscal year, at the end of June to the next person, but I felt like I needed to continue on with these plans because we're already kind of under the gun in, in planning this, the conference this year. So, just ask for your support for me carrying, carrying the ball on the, that, those two issues.

Alright, any other discussion? If not, all those in favor say "aye".

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

CHAIR KING: Opposed.

NOES: NONE.

CHAIR KING: Motion passes nine, zero.

Okay, Mr. Clerk.

COUNTY CLERK: For the record, RESOLUTION 19-15.

NO. 19-11 - KELLY T. KING, COUNCIL CHAIR,
(dated January 4, 2019)

Transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF A COUNCILMEMBER AS A MEMBER OF THE KULA AGRICULTURAL PARK COMMITTEE".

CHAIR KING: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ:

I MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE REFERRAL AND REPORT PURSUANT TO RULE 7(G) OF THE RULES OF THE COUNCIL.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR KING: Okay, moved by Councilmember Rawlins-Fernandez, seconded by Councilmember Sugimura.

All those in favor of waiving the Committee, say "aye".

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

CHAIR KING: Opposed.

NOES: NONE.

CHAIR KING: None. Okay, measure passes nine to zero.

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Madam Chair, approval of my motion to waive the requirement of the Committee referral and report by a two-third vote of the Councilmember membership will allow the Council to act on the Mayor's request today.

CHAIR KING: Okay. I think that was the, the explanation--

VICE-CHAIR RAWLINS-FERNANDEZ: Okay, I move to adopt the proposed.

CHAIR KING: --that I forgot to allow you to say, so I apologize.

VICE-CHAIR RAWLINS-FERNANDEZ: Sorry--

I MOVE TO ADOPT THE PROPOSED RESOLUTION
ATTACHED TO THE COUNTY COMMUNICATION 19-11, AND
TO FILE COUNTY COMMUNICATION 19-11.

CHAIR KING: Moved.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR KING: Okay, moved by Councilmember Rawlins-Fernandez, seconded by
Councilmember Sugimura.

Councilmember Rawlins-Fernandez do you have an amendment?

VICE-CHAIR RAWLINS-FERNANDEZ: Yup. Madam Chair, according to
Section 22.04A.070B, Maui County Code, the Councilmember on the Kula Agricultural
Park Committee shall be appointed by the Council for a term concurrent with the
Councilmember's term of office.

The proposed resolution contains a blank for a Councilmember's name to be filled in,
so it would be appropriate for a motion to amend to be made at this time.

COUNCILMEMBER SUGIMURA: Chair. Is she done?

CHAIR KING: Yea, I think you have a motion to amend?

VICE-CHAIR RAWLINS-FERNANDEZ:

YEA, I MOVE TO AMEND THE BLANK LINE TO BE REPLACED
WITH THE, WHAT'S THE ACE COMMITTEE,
COUNCILMEMBER SHANE SINENCI.

CHAIR KING: Okay, moved by, do we have a second?

COUNCILMEMBER PALTIN:

SECOND.

CHAIR KING: Moved by Councilmember Rawlins-Fernandez, seconded by Councilmember Paltin.

Discussion?

Mr. Hokama.

COUNCILMEMBER HOKAMA: Would you take another motion to amend?

CHAIR KING: We can, we can look at one amendment to the amendment.

COUNCILMEMBER HOKAMA:

YEA, I MOVE TO AMEND BY INSERTING THE NAME YUKI LEI SUGIMURA.

COUNCILMEMBER MOLINA:

SECOND.

CHAIR KING: Okay, moved by Member Hokama, seconded by Member Molina.

Mr. Hokama.

COUNCILMEMBER HOKAMA: Thank you, Chairman. I believe that Kula district representative best serves the Council and its needs of representing that area, especially with our Kula Agricultural Park. I, I have no doubt Mr. Sinenci can also do a very good job. But, in the past, we've relied on that Upcountry district person to speak up for that district, and I think it has served us well. They got to live with those constituents. They got to live with the water situation. They have to deal with the agricultural components. So, I believe that maintaining that will still serve the Council well. Thank you.

CHAIR KING: Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. I'm in agreement with my colleague from Lanai. Traditionally, it's always been you get first crack at the, at any type of Committee like this to the area representative. And, Ms. Sugimura has been very active in the Kula community over the years. And, I'm confident in her abilities to serve and represent this Council well on that.

And certainly, no offense to my colleague, Mr. Sinenci as well, cause he's a, certainly well worth it. But, like the reasons stated by Mr. Hokama, it's in my opinion, it's appropriate to have the area representative participate on some, on something like this. And, certainly Ms. Sugimura is very active with agriculture as well. She's, has networked with farmers and other folks of the farming community over the past. Thank you.

CHAIR KING: Thank you, Mr. Molina.

COUNCILMEMBER SUGIMURA: Chair.

CHAIR KING: Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Yea, thank you. I appreciate the support of my colleagues. And I just want to say that over the last two years, I was, yes, the representative from the Council for the Kula Ag Park at the meetings. I also would like to add that, I think it's in, important if Mr. Sinenci would allow, because as you know we just went through the purchase of the 262-acres of land that we did for the \$5 million that you saw as we draw down that money to pay for it, as well as the \$1.1 million that came through our, our budget that Ms. Rasmussen actually helped push it through the Legislature, and it went through my Committee.

So, we just got the keys for the, that expansion of the Kula Ag Park at OED. And the plan was, through Committee, was to continue on so that the 800 total acres, if that is going to be the number, I don't know what the exact number is, but that we, that was phase one, so there's a phase two purchase that we may look at in the future. So, I would like to continue on with the, that responsibility for the Kula Ag Park representation, Chair.

CHAIR KING: Okay. Thank you for that.

Ms. Kama, did you have a comment, or?

COUNCILMEMBER KAMA: I was just, wanted to make a comment that I think sometimes when we represent a particular district that it does make sense for that person to talk to her peeps or constituents, and it just makes sense to me to do that. So, again, at the will of Chair Sinenci.

CHAIR KING: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, the reason I nominated or moved to have Mr. Sinenci serve as the representative on this commission is, one, he is the Chair of

the new Committee that we created that handles agriculture. While Ms. Sugimura is the, that area representative, it's, it doesn't only serve that area. It serves all of the island and our farmers.

And I'd like to remind the Members about one of our testifiers today, you know, informing us of some of the problems that happened where it was supposed to be, it, it was 262-acres, which comes out to five million, and that, that testifier was Lucienne deNaie. And she pointed out some of the problems that happened during this time under Ms. Sugimura's leadership. And, and so, I'd, I'd like to give Mr. Sinenci an opportunity to try to, to address that and fix that as much as possible. Mahalo.

CHAIR KING: Thank you, Rawlins-Fernandez.

Mr. Sinenci, did you have a comment?

COUNCILMEMBER SINENCI: You know as a practitioner as well, you know, I do recognize that the lineal descendants of each area have that opportunity to, to represent their district well. As, as a new Councilmember, I do, I look forward to working with the local farmers and, and working with the Kula Agriculture Park, and also to, to promote those wishes for sustainable, regenerative, agriculture. And so, I would like to, you know, welcome Councilmember Keani Rawlins-Fernandez' vote for me as the standing Councilmember.

CHAIR KING: Okay, thank you, Mr. Sinenci.

If there, are there any other comments? Okay, I would just like to, as your Chair, I would just like to say that I, I don't look at the Kula Agricultural Park as a district issue. I look at it as a Countywide issue, because we don't have an agricultural park in each district. And so, I do think it needs to be tied to the, the Committee that has agriculture. And I would like to see the Chair of that, that Committee be the one sitting on that park, the Ag Park.

I think there are some things that, you know, we need to kind of look at it with fresh eyes. Nothing against Ms. Sugimura, but there are, not necessarily all the farmers there are Kula, are Kula residents; that's not the requirement for being a farmer in there. And there's, there needs to be broader discussion, in my opinion, on adding the new segment of the park in relation to what's happening with organic versus non-organic farming. And we need to actually make space for that which we have not had on that Committee, on the Kula Ag Park Committee before. So, for that reason, I would, I would vote against this amendment myself. So, any other comments?

COUNCILMEMBER SUGIMURA: So, Chair.

CHAIR KING: Councilmember Sugimura.

COUNCILMEMBER SUGIMURA: If I could. So, just kind of clarifying the, cause the new Members don't know what we discussed in Committee. The, the new Kula Ag Park, the expansion is going to have not only conventional, but is going to also include other, other farming entities which was mapped out and we were shown what the plans were through OED. So, that has been taken into consideration in the plans for what's going to happen at the Kula Ag Park. So, just so you know, it's not only conventional farmers. And it was explained to us because those were our questions that the Committee had that they wanted to be sure that, you know, it included all farmers.

And just the makeup of the land with the gulches and the way that it could be broken up, it was logically, we were logically able to take into consideration all farming. So, that was the plan. And the Kula Ag Park, the, the responsibility of the Kula Ag Park is to put in the farmers and to look at the plans to make sure that we take care of the farmers the way that we're supposed to.

So, it doesn't do land purchase, but I only brought that up because one of the testifiers mentioned 800-acres, which was the big picture when it was first proposed through the Administration. But, when we found out how much money we had available, that's why it got down to 262-acres with a tax map key that we're able to do the purchase. So, I just wanted to explain that. But, I think those concerns were addressed when we went through the purchase of the additional land expansion, Chair, when we had it in Committee.

CHAIR KING: Yea, I do remember being in that Committee. And I remember that being offered as an option.

COUNCILMEMBER SUGIMURA: Yes.

CHAIR KING: --but not promised. And it was--

COUNCILMEMBER SUGIMURA: I think they said--

CHAIR KING: --it was pretty much, it was pretty much, you know, stated by Ms. Rasmussen that this was an option, there's nothing written in stone, I may not be here next year to, to shepherd this plan. So, it was a proposed plan, but it was not, it was definitely not voted on that way at that time. So, you know, that was one of my concerns as we were looking at a list of, of people who had put their name in for Kula Ag Park that was quite

old. She hadn't followed up to, to ascertain if those people are still interested, but some of them were organic farmers, and so that idea was floated but there was nothing written in stone.

So, just to, just to reiterate that it's, you know, we, we approve that, that and, you know, I understand the concerns of the testifier with the amount of money, but we approved that purchase because the lion's share of that money was coming from the State. So, for us, it was a little under a million for the County; five million was coming from the State. So, whatever the figure is per acre, you know, our portion of that one-sixth basically. So, I was, I was okay with approving the purchase, but I did want to see the final plan and that was not what was, or the final plan will be given to us I'm assuming as we get into it with the new Administration.

So, if, Councilmember Paltin, do you have a comment?

COUNCILMEMBER PALTIN: I have a question. Is it possible, like how our other Committees, that more than one member can participate in the discussion and just not be a voting member of the 11-member committee?

CHAIR KING: Can show up to the meetings? I believe the meetings are all public, so you know, any member of the public can go to the meetings.

COUNCILMEMBER PALTIN: And, participate in the discussion?

CHAIR KING: Yea, as much as, I mean, as much as is allowed by the Chair. So, it's, it's basically, I'm not, I myself haven't been to those meetings, so maybe Ms., I mean I've been to the Ag Working Group meetings, but I haven't been to the Kula Park meetings. So, maybe Councilmember Sugimura.

COUNCILMEMBER SUGIMURA: So, by ordinance, the Kula Ag Park has one Councilmember. So, that's what we're trying to replace. That's what this motion is trying to do.

CHAIR KING: Right. Yea. I think she knows that. But, I think she was asking if other Councilmembers could show up to those meetings and still participate as a non-voting member.

COUNCILMEMBER SUGIMURA: They're, they're public meetings, right. They're under Sunshine and yea, so they are. Sorry, misunderstood your question.

COUNCILMEMBER PALTIN: Thank you.

CHAIR KING: Any other comments? If not, I will call for the question. All those in favor of the amendment to replace Mr. Sinenci with Ms. Sugimura on the Kula Ag Park say "aye".

COUNCILMEMBER SUGIMURA: Aye.

COUNCILMEMBER MOLINA: Aye.

CHAIR KING: Those opposed "no".

No.

Mr. Clerk, could we get a, a roll call vote?

COUNTY CLERK: Councilmember Shane Sinenci.

COUNCILMEMBER SINENCI: NO.

COUNTY CLERK: Councilmember Mike Molina.

COUNCILMEMBER MOLINA: AYE.

COUNTY CLERK: Councilmember Alice Lee.

COUNCILMEMBER LEE: AYE.

COUNTY CLERK: Councilmember Riki Hokama.

COUNCILMEMBER HOKAMA: AYE.

COUNTY CLERK: Councilmember Tamara Paltin.

COUNCILMEMBER PALTIN: NO.

COUNTY CLERK: Councilmember Yuki Lei Sugimura.

COUNCILMEMBER SUGIMURA: AYE.

COUNTY CLERK: Presiding Officer Pro Temp Tasha Kama.

COUNCILMEMBER KAMA: AYE.

COUNTY CLERK: Vice-Chair Keani Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: NO.

COUNTY CLERK: Chair Kelly T. King.

CHAIR KING: NO.

AYES: COUNCILMEMBERS HOKAMA, KAMA, LEE,
MOLINA, AND SUGIMURA.

NOES: COUNCILMEMBERS PALTIN, SINENCI,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR KING.

COUNTY CLERK: Madam Chair, there's five "ayes", four "noes", motion passes.

CHAIR KING: Okay, motion passes.

We'll see, oh, we're back to the main motion actually. Now, we have our main motion on the floor.

COUNTY CLERK: Madam Chair, we're back to the amendment as amended.

CHAIR KING: Okay. That's right, because the, there was an amendment. Okay, any further discussion? If not, all those in favor of the amendment as amended say "aye".

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

CHAIR KING: All those opposed.

NOES: NONE.

CHAIR KING: Okay, motion passes nine to zero.

And now we're back to the main motion as amended. Any more discussion? If not, all those in favor of the main motion, which includes Ms. Sugimura as the Kula Ag Park Councilmember, say "aye".

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

CHAIR KING: Those opposed.

NOES: NONE.

CHAIR KING: Okay, main motion passes nine to zero.

COUNCILMEMBER SUGIMURA: Thank you, Members.

CHAIR KING: Mr. Clerk.

COUNTY CLERK: For the record, RESOLUTION 19-16.

NO. 19-12 - KELLY T. KING, COUNCIL CHAIR,
(dated January 3, 2019)

Relating to referral of various matters to the Council Chair for the term beginning
January 2, 2019.

CHAIR KING: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: May I request the Clerk also call County
Communications 19-13 and 19-14 at this time?

CHAIR KING: Any objections?

MEMBERS VOICED NO OBJECTION.

CHAIR KING: Mr. Clerk.

NO. 19-13 - KELLY T. KING, COUNCIL CHAIR,
(dated January 3, 2019)

Relating to referral of various matters anticipated to be pending at the end of the
2017-2019 Council term.

NO. 19-14 - KELLY T. KING, COUNCIL CHAIR,
(dated January 3, 2019)

Relating to matters from the 2017-2019 Council term that were referred to the Council Chair for the 2019-2021 term at the Council meetings of December 11, 2018, December 21, 2018, and December 27, 2018.

CHAIR KING: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ:

I MOVE TO FIRST REFER ALL THE LISTED COMMUNICATIONS TO THE COMMITTEES AS INDICATED ON EXHIBIT "A" THROUGH "H" OF COUNTY COMMUNICATION 19-12, DISTRIBUTED BY THE CLERK AT TODAY'S MEETING; SECOND TO REFER THE LISTED COMMUNICATIONS TO THE COMMITTEES AS INDICATED ON EXHIBIT "A" THROUGH "F" OF COUNTY COMMUNICATION 19-13, ALSO DISTRIBUTED BY THE CLERK TODAY; THIRD, TO REFER THE LISTED COMMUNICATIONS TO THE COMMITTEES AS INDICATED ON THE COUNTY COMMUNICATION 19-14, WHICH WAS ALSO DISTRIBUTED; AND FOURTH, TO FILE COUNTY COMMUNICATIONS 19-12, 19-13, AND 19-14.

CHAIR KING: Do we have a second?

COUNCILMEMBER LEE:

SECOND.

CHAIR KING: Moved by Councilmember Rawlins-Fernandez, seconded by Councilmember Lee.

Discussion? If not, all those in favor say "aye".

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

CHAIR KING: Any opposed?

NOES: NONE.

CHAIR KING: Motion passes nine to zero.

Okay, we're going to reassess whether we need a lunch break or we can continue through the rest of the agenda.

COUNCILMEMBER LEE: Lunch break.

CHAIR KING: Okay. We have a request for lunch break. So, can, it's 12:30. What is, is everybody okay with an hour, or do you need more time than that? 1:30. Can we get back here by 1:45?

COUNCILMEMBER SUGIMURA: Okay.

CHAIR KING: Okay, recess till 1:45.

(THE MEETING WAS RECESSED BY THE CHAIR AT 12:35 P.M., AND WAS RECONVENED AT 1:46 P.M., WITH ALL MEMBERS PRESENT, EXCEPT FOR MEMBERS HOKAMA AND SUGIMURA, EXCUSED.)

CHAIR KING: Okay, Members, it's 1:45 and, on January 11. We're going, continue our session, I think we were at item 19-15.

Mr. Clerk.

COUNTY CLERK: Madam Chair, proceeding with county communications for referral. The following county communications are recommended for referral to the following Committees as noted.

NO. 19-15 - KELLY T. KING, COUNCIL CHAIR,
(dated January 3, 2019)

Relating to affordable housing projects pursuant to Chapter 201H, Hawaii Revised Statutes.

The recommended action is that County Communication No. 19-15 be referred to Affordable Housing Committee.

(Councilmember Hokama returned to the meeting at 1:46 p.m.)

NO. 19-16 - SANANDA K. BAZ, BUDGET DIRECTOR,
(dated December 21, 2018)

Transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES – SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2019, PLAN REVIEW, PROCESSING, AND INSPECTION REVOLVING FUND (FIRE)".

The recommended action is that County Communication No. 19-16 be referred to the Economic Development and Budget Committee.

(Councilmember Sugimura returned to the meeting at 1:46 p.m.)

NO. 19-17 - SANANDA K. BAZ, BUDGET DIRECTOR,
(dated December 21, 2018)

Transmitting the following proposed bills entitled:

1. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF POLICE, COUNTYWIDE, GOVERNMENT FACILITIES, COUNTYWIDE POLICE FACILITIES; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)";
2. "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4858, BILL NO. 54 (2018), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE, SALE AND DELIVERY OF SAID BONDS (DEPARTMENT OF POLICE – COUNTYWIDE POLICE FACILITIES)"; and
3. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C – CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF POLICE, COUNTYWIDE, COUNTYWIDE POLICE FACILITIES".

The recommended action is that County Communication No. 19-17 be referred to the Economic Development and Budget Committee.

NO. 19-18 - SANANDA K. BAZ, BUDGET DIRECTOR,
(dated December 21, 2018)

Transmitting the following:

1. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF FIRE AND PUBLIC SAFETY, TRAINING PROGRAM; TOTAL OPERATING APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"; and
2. "CERTIFICATION OF ADDITIONAL REVENUES FOR FISCAL YEAR 2019".

The recommended action is that County Communication No. 19-18 be referred to the Economic Development and Budget Committee.

NO. 19-19 - SANANDA K. BAZ, BUDGET DIRECTOR,
(dated December 21, 2018)

Transmitting the following:

1. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF TRANSPORTATION, PUBLIC TRANSIT PROGRAM – HIGHWAY FUND; TOTAL OPERATING APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"; and
2. "CERTIFICATION OF ADDITIONAL REVENUES FOR FISCAL YEAR 2019".

The recommended action is that County Communication No. 19-19 be referred to the Economic Development and Budget Committee.

NO. 19-20 - SANANDA K. BAZ, BUDGET DIRECTOR,
(dated December 21, 2018)

Transmitting the following proposed bills entitled:

1. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES;

DEPARTMENT OF PUBLIC WORKS, WEST MAUI COMMUNITY PLAN AREA, ROAD IMPROVEMENTS, FRONT STREET BREAKWALL REPAIR FRONTING LAHAINA CENTER, FRONT STREET DECK AND RAIL REPAIR NEAR LAHAINALUNA ROAD; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)";

2. "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4858, BILL NO. 54 (2018), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE, SALE AND DELIVERY OF SAID BONDS (DEPARTMENT OF PUBLIC WORKS – FRONT STREET IMPROVEMENTS)"; and
3. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C – CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF PUBLIC WORKS, WEST MAUI COMMUNITY PLAN AREA, FRONT STREET BREAKWALL REPAIR FRONTING LAHAINA CENTER, FRONT STREET DECK AND RAIL REPAIR NEAR LAHAINALUNA ROAD".

The recommended action is that County Communication No. 19-20 be referred to the Economic Development and Budget Committee.

NO. 19-21 - JOSIAH K. NISHITA, COUNTY CLERK,
(dated January 3, 2019)

Transmitting Contract No. C6594 between the County of Maui and Jacobsen Construction Company, Inc. for the new County Service Center.

The recommended action is that County Communication No. 19-21 be referred to the Economic Development and Budget Committee.

NO. 19-22 - JOSIAH K. NISHITA, COUNTY CLERK,
(dated January 3, 2019)

Transmitting Contract No. C6616 between the County of Maui and Gartner, Inc. for IT Services.

The recommended action is that County Communication No. 19-22 be referred to the Economic Development and Budget Committee.

NO. 19-23 - JOSIAH K. NISHITA, COUNTY CLERK,
(dated January 3, 2019)

Transmitting Grant No. G4848 to Lokahi Pacific for Molokai and Lanai Agriculture Production.

The recommended action is that County Communication No. 19-23 be referred to the Economic Development and Budget Committee.

NO. 19-24 - KELLY T. KING, COUNCIL CHAIR,
(dated January 3, 2019)

Relating to nominations to boards, committees, and commissions.

The recommended action is that County Communication No. 19-24 be referred to the Governance, Ethics, and Transparency Committee.

NO. 19-25 - KELLY T. KING, COUNCIL CHAIR,
(dated January 3, 2019)

Relating to Hawaii State Association of Counties.

The recommended action is that County Communication No. 19-25 be referred to the Governance, Ethics, and Transparency Committee.

NO. 19-26 - KELLY T. KING, COUNCIL CHAIR,
(dated January 3, 2019)

Relating to the Maui County Legislative Package.

The recommended action is that County Communication No. 19-26 be referred to the Governance, Ethics, and Transparency Committee.

NO. 19-27 - KELLY T. KING, COUNCIL CHAIR,
(dated January 3, 2019)

Relating to amendments to the Rules of the Council.

The recommended action is that County Communication No. 19-27 be referred to the Governance, Ethics, and Transparency Committee.

NO. 19-28 - KELLY T. KING, COUNCIL CHAIR,
(dated January 3, 2019)

Relating to amendments to the Revised Charter of the County of Maui (1983), as amended.

The recommended action is that County Communication No. 19-28 be referred to the Governance, Ethics, and Transparency Committee.

NO. 19-29 - KELLY T. KING, COUNCIL CHAIR,
(dated January 3, 2019)

Relating to litigation matters.

The recommended action is that County Communication No. 19-29 be referred to the Governance, Ethics, and Transparency Committee.

NO. 19-30 - YUKI LEI K. SUGIMURA, COUNCILMEMBER,
(dated January 3, 2019)

Transmitting a proposed resolution entitled "URGING THE HAWAII STATE LEGISLATURE TO RAISE THE MINIMUM AGE OF CHILDREN RIDING IN THE BED OF A PICKUP TRUCK FROM THIRTEEN TO EIGHTEEN".

The recommended action is that County Communication No. 19-30 be referred to the Governance, Ethics, and Transparency Committee.

(THE PROPOSED RESOLUTION ATTACHED TO COUNTY COMMUNICATION NO. 19-30 WAS ADOPTED LATER IN THE MEETING AND ASSIGNED RESOLUTION NO. 19-17. COUNTY COMMUNICATION NO. 19-30 WAS THEN FILED. See pages 79 through 86 for discussion.)

NO. 19-31 - KELLY T. KING, COUNCIL CHAIR,
(dated January 4, 2019)

Relating to the redesign of the Council Chamber.

The recommended action is that County Communication No. 19-31 be referred to the Governance, Ethics, and Transparency Committee.

(See pages 67 through 78 for further discussion.)

NO. 19-32 - DON MEDEIROS, DIRECTOR OF TRANSPORTATION,
(dated December 12, 2018)

Transmitting the notice of release of CIP funding from the State of Hawaii for the Kahului Civic Center Mixed Use Project/Central Maui Transit Hub in the amount of \$2,500,000.

The recommended action is that County Communication No. 19-32 be referred to the Multimodal Transportation Committee.

NO. 19-33 - GLADYS C. BAISA, DIRECTOR OF WATER SUPPLY,
(dated December 14, 2018)

Transmitting the State of Hawaii Commission on Water Resources Management water use reports for October 2018 for all registered well reporters in the County of Maui.

The recommended action is that County Communication No. 19-33 be referred to the Water and Infrastructure Committee.

CHAIR KING: Thank you, Mr. Clerk.

Members, are there any objections to the referrals?

Councilmember Rawlins-Fernandez.

DISCUSSION AND ACTION RELATING TO COUNTY COMMUNICATION NO. 19-31

VICE-CHAIR RAWLINS-FERNANDEZ: Madam Chair, may I request consideration of County Communication 19-31?

CHAIR KING: Mr. Clerk.

NO. 19-31 - KELLY T. KING, COUNCIL CHAIR,
(dated January 4, 2019)

Relating to the redesign of the Council Chamber.

CHAIR KING: We have that letter distributed for that?

So, Members, I had, I requested to have County Communication 19-31 on today's agenda to allow me to publicly brief you on my goals for the potential redesign of the Council chambers.

And with this chamber's current design, all Councilmembers except the presiding officer are seated with their backs to the members of the public, who are seated in the gallery. No other Council in Hawaii meets this, meets with Councilmembers having their backs to the public.

I would say that the current design does not sufficiently support: transparency in government; mutually respectful communication; a welcoming spirit of collaboration; various principles of open government expressed in the Maui County chamber *[sic]*, Maui County General Plan, and the State Sunshine Law.

Though we have some concerns with various provisions and interpretations of the Sunshine Law, its preamble includes the following laudable principles that I know we all aspire to: "The formation and conduct of public policy - the discussions, deliberations, decisions, and actions of governmental agencies - shall be conducted as openly as possible". Another quote, "Opening up the governmental processes to public scrutiny and participation is the only viable and reasonable method of protecting the public's interest".

Therefore, a redesign of the Council chamber can better serve the principles of open government.

In addition, a redesign of the Council chambers could also provide the following public benefits: 1) improve security for public, Councilmembers, and staff; 2) improved acoustics, lighting, and visual capabilities; 3) improved overall meeting environment, with a more professional appearance and enhanced aesthetics, in which all members of the public will feel welcome.

I recognize the biggest obvious down, downsides of a redesign are costs and potential inconvenience. But I will seek proposals for a cost-efficient, timely, and innovative renovation to provide something like an "extreme makeover" for the chamber. With one or more viable proposals in hand, I will report back to the Council to provide further notification and necessary approvals.

For today, I will answer any questions and then entertain a motion to file this communication. Thank you for your consideration.

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ:

CHAIR, I MOVE TO FILE COUNTY COMMUNICATION 19-31.

CHAIR KING: Is there a second?

COUNCILMEMBER PALTIN:

SECOND.

CHAIR KING: Okay, moved by Councilmember Rawlins-Fernandez, seconded by Councilmember Paltin.

Is there any discussion, or questions, or thoughts on the communication?

COUNCILMEMBER SINENCI: Yes, Chair. You know, at the, at our inauguration meeting, you know, we talked about promoting cultural values, and I just wanted to add that as part of this new design that we include the State seal with the State motto somewhere in the design.

CHAIR KING: Okay. I'm, I'm not sure, I don't know, that should be a part of discussion because we are a County chambers, we're not a State chambers. So, I think that might be something that we can bring up when we, when I, if I come back to you with a, a design then maybe we can have that discussion then if that's okay.

COUNCILMEMBER SINENCI: Sure.

CHAIR KING: Okay.

COUNCILMEMBER SINENCI: Thank you.

CHAIR KING: Member Hokama.

COUNCILMEMBER HOKAMA: Chairman, I would speak against the motion. I believe referring this to the appropriate standing Committee of the Council will at least allow the Committee to have an item available for additional future submittals since there'll be a Committee item in GET, I believe that's our new Committee. And when you have something to present, the direct referral can receive it. But, I think something worthwhile.

I'm not keen about a redesign, because I'm not here to perform for the public. I'm here to conduct the business of the people. So, I would just say, I don't see a problem with us keeping this referral with our standing Committee, Chair. Thank you.

CHAIR KING: Okay.

Mr. Molina.

COUNCILMEMBER MOLINA: Yea, Madam Chair, just wanted to add my thoughts to it. I have no objections if it gets referred to Committee where we can have a full discussion on it. Thank you.

CHAIR KING: Okay. Well, I guess the point of the communication is to get the support of the Council so that, you know, your Chair can move forward in looking for the, looking at possibilities. I wouldn't want to do it if the majority of the Council was against the concept. But, once I have a concept, then I'm happy to bring it to the, to the Committee for, you know, for perusal.

And maybe there'll be some, more than one option. But, right now, this, this letter, the reason we're, I'm asking to file this communication is because I just want to get, take the temperature of the Council and make sure that I'm not spinning my wheels by going forward and looking for, looking at possibilities.

COUNCILMEMBER SUGIMURA: Chair.

CHAIR KING: Councilmember Sugimura.

COUNCILMEMBER SUGIMURA: So, interesting discussion, I guess, because there are so many variables that are connected to this. Questions like, where, where would we hold Council meetings if not here? And where, you know, during construction, how long would it be? And what about Akaku? What about all the other things that we need to follow? So, I'm not too sure, I don't understand why you want it filed and not referred to Committee so that we can continue discussion. It would be interesting, I guess, to, for us to have more information that just guess, you know. At this point, we don't have enough, really, information to make a decision. So, maybe if you could explain why you want it filed so that you can get more information. You should keep it open, so you can get--

CHAIR KING: I kind, yea, I thought I just explained it, but the point of this letter is not to discuss it in detail. It's just to take a temperature of the Councilmembers to find out if we have a majority of interest in it, because I actually was told by the Clerk's Office you don't really need to do, you don't need to get this; you can go ahead with, you know,

exploring these ideas. But, I don't want to, you know, go in, I don't want to spend a lot of time on this if the majority of Members are not in favor of it. But, if everybody's interested in it enough, in to, for me to go forward and look at the possibilities, and the potential, and the potential expenses, then I will bring it to Committee.

But, the point of bring, you know, there's not a substance right now to bring to Committee. There's not a, a design, there's not a cost, there's no, none of that has been done. And so, this would just be me creating that, you know, just getting the, the support of the Council to go into that realm of discovery myself and bring something to Committee. Because, I wouldn't bring it back and try to get it passed at Council. But, right now there's, there's nothing. It's just a concept. So, you know, we, if, if the, if I heard during this discussion that five out of the nine of us didn't want to do this or didn't think it was valuable, then you know, that's a, that would be a direction for your Chair.

COUNCILMEMBER SUGIMURA: So, I guess my question would be exactly what I said, like, what would happen to, how would we conduct our meetings if this is going to be under construction? Would it be in this building or are we thinking of another building that, you know, Council meetings would be held and this, you know, this change would occur? How long is it going to be? How much is it going to be? I mean, all those kind of questions.

CHAIR KING: Yea, I'm not going to answer those questions right now, because I don't have that information.

COUNCILMEMBER SUGIMURA: I realize that. I'm just saying that those are the kind of questions I have--

CHAIR KING: Right.

COUNCILMEMBER SUGIMURA: --that this doesn't answer. So, it's hard to.

CHAIR KING: The letter is not meant to answer those questions. The letter is meant to present the concept of redesigning the chambers so that the Council is facing the public and take a temperature of the Council for who supports that concept.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR KING: Member Rawlins-Fernandez. Oh, Member Lee.

VICE-CHAIR RAWLINS-FERNANDEZ: Go ahead.

COUNCILMEMBER LEE: Thank you, Madam Chair. I too am a little worried that if, if you go forward and start to invest a lot of time and, and effort into coming up with a, a more formulized concept, that maybe you might have the expectation that we, we need to agree, you know. And, when we haven't really had a chance to talk about the, the various options or how far do we want to go? And you're talking about an extreme makeover or just, just merely moving the tables, you know? So, I'd hate to see you go too far and then, and then ask, some of us say, you know, I don't think that's what we had in mind.

CHAIR KING: No, I fully understand that. And so, you know, every, as I come up with concepts along the way, I'll be sharing them with you. But, it's actually a fundamental, you know, philosophy and indifference. And I understand there are people on the Council who think this is fine. I personally never did think that it was fine to sit with, you know, with my back towards, to the public because there's a lot that they miss by not being able to see us.

And, personally, if you look at the Big Island Council, they are, not only are they all facing the public in a kind of an arc, but they also all on the same level. So, it's a, to me it's a fundamental, I guess, philosophy of public service and know what, how you, how you view yourself as a Councilmember. I view myself as equal to everybody here. I have different responsibilities as Chair. But, I was elected by people just like you were, just like every Councilmember. And so, to me, I'm, you know, I would like to see us all kind of on the same level and facing the public.

And so, that's a, a concept that comes with a philosophy of service to the community that I happen to hold and I, and I think many of us here do so. That's, you know, I certainly wouldn't expect that if you didn't like something in a concept that I brought back to you that you would vote for you. You know, I would bring it back and have it massaged by a Committee, I think that's a wise thing to do, if I came up with some hard, you know, ideas and costs.

COUNCILMEMBER LEE: Okay. Sometimes we just worry about the expense of a makeover.

CHAIR KING: Right.

COUNCILMEMBER LEE: Yea.

CHAIR KING: Member Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: I support this proposal to redesign the Council chamber because it's not just about the physical gesture of turning the Council,

Council's chairs and desks around. It also allows our community to feel involved, considered and integral to any discussion and decisions we make in this chamber.

There may have been good reasons in the past for this current configuration. But, in the spirit of kako`o and moving forward together, I would like to see changes that validate our community and our representation of it.

Further, I really like the idea of thinking out of the box and seeking partnerships such as an extreme makeover, which could potentially expedite the construction of this.

There was a lot of stalling in the past and, you know, I'd like to support the, the public's request to face the public. Personally, I feel it's rude to face our backs to the public. And, I feel that they voted me on to the Council because one of, one of the principles that I stand firmly on, is it's about the kako`o and the public is part of the kako`o. And so, we need to include them. Mahalo.

CHAIR KING: Thank you, Member Rawlins-Fernandez.

Any, Member Paltin.

COUNCILMEMBER PALTIN: Yea, I, I just was under the impression that the Clerk's Office had management jurisdiction over the chambers, and I was wondering if it would be appropriate if they would be assigned to come up with options and costs to alleviate that burden from yourself?

CHAIR KING: I think I will be working closely with them. But, I wouldn't want to put this on the Clerk's Office either unless we had some direction from the Council. So, because we do hold the purse strings and it is a budget item, so.

Let me, let me go to Member Kama and then let everyone have a chance to speak when I come back.

COUNCILMEMBER KAMA: I like the idea of the reconfiguration for the reasons mentioned. But also, I like looking at people when I talk to them. I like looking into their faces, into their eyes. There's a lot of stuff you read into people's faces. And, that's why I wanted to sit here. I asked Kelly if I could sit here because I like looking at what I'm seeing out here, and I want them to be able to see my face.

While we're making decisions sometimes, it's not easy to make decisions and I want them to see the fact that, that we struggle making decisions by the, you know, the looks on our faces that it is not an easy thing. But, if we're all going to be in this together, then I want them to see us struggle and I want us to see them struggle. I want us to

see their faces when we make a decision that may be hurtful to them, or that they may disagree with. But, at least we're looking at each other and we're seeing each other, and there's value in that. So, that's why I like the idea.

And, I'm, I'm cognizant of cost. And, I think we're reasonable people. I mean, if it's going to be \$2 billion, we're not going to build the wall, right? But, but we can be reasonable about that. Thank you.

CHAIR KING: Thank you. I promise I won't shut down government until this gets done.

Member Sugimura.

COUNCILMEMBER SUGIMURA: So, Chair, great discussion. So, just I, I think Member Hokama alluded to this, but it's a procedural thing. So, going forward, how would you bring up this before the Council if there's not an open item? Just as you did all the subject matter referrals to the different Committees, which I think you attempted to do that with sending 19-31, Council Chair King relating to the redesign of the Council chamber? It was referred to the Governance Committee, GET Committee. So, I think that's what it looks like you're trying to do. But, if, if you're going to file it and it's not going to be an open item, how would you then bring this up once you get your discussion going if there's no open item to discuss?

CHAIR KING: It would probably be a, either an item under, from the Council's purview or a budget item, just like we bring up any other ordinance change or addition.

The actual wording of the, on the, on the agenda was an error. And it was, it was, because the resolution didn't make it, there was an actual resolution that was supposed to go on the agenda that didn't make it on the agenda. I mean, it was a, probably a discon, a misconnection. But, it's a resolution I had, I've had ready for a few weeks now. So, this was the way of just, and basically the resolution was another thing that, you know, I can, I can go ahead as your Chair and start looking into this and create this. Just like any, any Councilmember could do if they wanted to. You know, you could go in and spend your time looking in, just like you, just like you do with any ordinance change or any budget item.

But, I just felt like if we had this discussion and there was, you know, firm interest by the majority, then, you know, I would feel more comfortable. And I would also feel more empowered to barter with the folks I intend to barter with to try to get the cost down.

Any other, any other discussion?

COUNCILMEMBER HOKAMA: Chairman.

CHAIR KING: Mr. Hokama.

COUNCILMEMBER HOKAMA: Thank you. You know, I would just say for the Members, again, we're here to conduct business. We're not here to do polls or get a popularity sense of which way we should be going. Making the right decision is never popular. I can tell you from experience.

But, I will tell you that with these chambers, you're dealing with some factors that we cannot get away from. One, more than likely we're going to deal with historic preservation, because of 50-year old structure. We're going to deal with brand new ADA requirements from the Federal government. And we're going to look at, I guess, our last budget review of at least half a million dollars to turn things around in this, on this floor.

So, I got some other things I would like to use that \$500,000 for. So, for me, you know, this is a low priority; not even a low-hanging fruit issue at this time, Chair. And I got no problem with sending this to Committee and allowing the Committee to further review and discuss the issue before a decision is made. Thank you.

CHAIR KING: Thank you, Mr. Hokama.

Any other, anybody who hasn't spoken yet?

Okay, so we have a motion before us to file the communication. And this will, this will result in me moving forward with looking into these concepts at no expense to the County at this point. But, we will, you know, I will bring this, be bringing this back to Committee once I have some hard ideas of what it would entail as far as costs and inconvenience.

Okay, no more, all those in favor of filing the communication, say "aye".

CHAIR KING: Aye.

Should we take a roll call vote?

COUNTY CLERK: Councilmember Shane Sinenci.

COUNCILMEMBER SINENCI: NO.

COUNTY CLERK: Councilmember Mike Molina.
COUNCILMEMBER MOLINA: NO.
COUNTY CLERK: Councilmember Alice Lee.
COUNCILMEMBER LEE: NO.
COUNTY CLERK: Councilmember Riki Hokama.
COUNCILMEMBER HOKAMA: NO.
COUNTY CLERK: Councilmember Tamara Paltin.
COUNCILMEMBER PALTIN: YES.
COUNTY CLERK: Councilmember Yuki Lei Sugimura.
COUNCILMEMBER SUGIMURA: NO.
COUNTY CLERK: Presiding Officer Pro Temp Tasha Kama.
COUNCILMEMBER KAMA: AYE.
COUNTY CLERK: Vice-Chair Keani Rawlins-Fernandez.
VICE-CHAIR RAWLINS-FERNANDEZ: ABSOLUTELY AYE.
COUNTY CLERK: Chair Kelly T. King.
CHAIR KING: AYE.

AYES: COUNCILMEMBERS KAMA, PALTIN, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR KING.

NOES: COUNCILMEMBERS HOKAMA, LEE, MOLINA,
SINENCI, AND SUGIMURA.

COUNTY CLERK: Madam Chair, that's four "ayes", five "noes", motion fails.

CHAIR KING: Okay, so we won't file it. I would like to suggest to the Committee that we defer this item, cause we don't have any sub, anything substantive to send to Committee at this point. Any objections?

COUNCILMEMBER HOKAMA: What is your suggestion, Chair.

CHAIR KING: Defer.

COUNCILMEMBER HOKAMA: We referred it to Committee.

CHAIR KING: There was no motion to refer it. There was a motion on the floor to file it, to file the communication.

COUNCILMEMBER HOKAMA: Mr. Clerk, you didn't read that that communication as part of the original referrals?

CHAIR KING: Mr. Clerk.

COUNTY CLERK: Thank you, Madam Chair. Yes, County Communication 19-31 is recommended for referral to the Governance, Ethics, and Transparency Committee. And we are currently in the process of hearing any objections from the Members regarding that recommended referral.

COUNCILMEMBER HOKAMA: Okay. Thank you for the status, Mr. Clerk.

CHAIR KING: Okay, so our, does that mean that it's inappropriate to, to ask for a deferral to defer the item?

COUNTY CLERK: Thank you, Madam Chair. The Council can determine how it wants to proceed with this item, but the current recommendation is to have it referred to the Governance, Ethics, and Transparency Committee.

CHAIR KING: Okay. So, we'll vote on that first then. So, if we refer it, then basically it's just a letter that's being referred to the, to the GET?

COUNCILMEMBER MOLINA: Madam Chair, procedural question. So, in this case, being that initially it was going to be referred to Committee, then the amendment was to file, so would it be for sake of procedure to make a motion? If say, I would like to take into my Committee, can I go--

CHAIR KING: To take the letter, the letter, communication to your Committee?

COUNCILMEMBER MOLINA: Yea.

CHAIR KING: Okay.

COUNCILMEMBER MOLINA: So, I'm, I'm okay with that. I'll make a motion to have this communication sent to the GET Committee.

CHAIR KING: Okay. Yea, I mean it's, it's basically in the same group because all Members are on that Committee, so.

VICE-CHAIR RAWLINS-FERNANDEZ: Do you need a second?

CHAIR KING: Okay, so moved by Mr. Molina, and--

COUNCILMEMBER HOKAMA: Point of order, Chair.

CHAIR KING: Mr. Hokama.

COUNCILMEMBER HOKAMA: Thank you. I believe the Clerk, as he read on the record, has stated the various communications that is recommended referrals. And you are asking us if we have any objections to the referrals as being recommended. That's been our practice. And if the Members have consensus and agree, then it gets referred to our standing Committees. And that's where we are in the process. So, I would say you wouldn't need a motion at this time, if, unless you really want. But then the motion should be to refer all the items as read by the Clerk to the Committees as recommended.

COUNCILMEMBER MOLINA: Madam Chair.

CHAIR KING: Mr. Molina.

COUNCILMEMBER MOLINA: With that . . . I withdraw the motion.

CHAIR KING: Okay. Okay. So, basically, we're, unless there are objections, we will refer this to the GET Committee. So, any objections?

MEMBERS VOICED NO OBJECTION.

CHAIR KING: Okay. So that, we'll move on from that.

Mr. Clerk.

COUNTY CLERK: Madam Chair, if we can just get clarification from the Members if there's any other objections to the other referrals as read by the Clerk.

COUNCILMEMBER HOKAMA: No objections.

CHAIR KING: Councilmember Sugimura.

DISCUSSION AND ACTION RELATING TO
COUNTY COMMUNICATION NO. 19-30

COUNCILMEMBER SUGIMURA: I, I wanted to take up 19-30, which is a resolution entitled "URGING THE HAWAII STATE LEGISLATURE TO RAISE THE MINIMUM AGE OF CHILDREN RIDING IN THE BED OF PICKUP TRUCKS FROM THIRTEEN TO EIGHTEEN YEARS". Item 19-30.

CHAIR KING: Do you have a motion?

COUNCILMEMBER SUGIMURA: May I ask the Clerk to read the resolution in its entirety? And, I would like to take it up.

CHAIR KING: Okay, but you need to make a motion first.

COUNCILMEMBER SUGIMURA: So, the motion would be then to waive Rule No. 7(E), waiver of Committee referral needed, which normally would be, but the resolution does not have any force or effect of law. So, Clerk, correct me if I'm wrong, but I don't need to do that resolution, but I would like to move, I do not need to waive that rule.

BUT I'D LIKE TO MOVE TO ADOPT THE PROPOSED
RESOLUTION ATTACHED ON COUNTY COMMUNICATION
19-30, AND FILE COUNTY COMMUNICATION 19-30.

COUNCILMEMBER MOLINA:

SECOND.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR KING: Okay, let me just double-check. Mr. Clerk, this does not need a waiver or discharge?

COUNTY CLERK: Madam Chair, according to your Rules, waiver is only required for items that have the force and effect of law. And a resolution urging another body to take action does not have the force and effect of law.

CHAIR KING: Okay. Or no, I understand that. But it was, I don't have, unfortunately, I don't have in my notes the Committee that this was referred to.

COUNTY CLERK: The recommendation at this point is to your Governance, Ethics, and Transparency Committee.

CHAIR KING: Okay. So, is there a need to discharge it from Committee?

COUNTY CLERK: Madam Chair, the, we haven't received approval from the Members yet on all the remaining items as read by the Clerk.

CHAIR KING: Okay.

COUNTY CLERK: So, Councilmember Sugimura's motion is appropriate at this time.

CHAIR KING: Okay. So, we have a motion from Councilmember Sugimura. Do we have a second?

COUNCILMEMBER SUGIMURA: I think it was Mr. Molina, was the second.

COUNCILMEMBER MOLINA: Yea.

CHAIR KING: Second by Mr. Molina.

Okay, discussion?

Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Yes, could I ask the Clerk to read the resolution in its entirety?

CHAIR KING: Mr. Clerk.

(The resolution was read in its entirety).

CHAIR KING: Thank you, Mr. Clerk.

Ms. Sugimura, would you like to speak to your motion?

COUNCILMEMBER SUGIMURA: Yea, thank you. Could I also ask that the Clerk send a copy of this to Charles Hirata? This came about, Members, during November of last year when the Council honored Mr. Hirata where he was being honored for the Child Passenger Safety Hall of Fame. And during his testimony, he brought up this concern that he had, which he tried to pass this, similar legislation during the last Legislature. And that, because this is a new term, that we wanted to bring it up, you know, for this, this opening session which is actually next week.

Senator Gil Agaran has agreed to, as well as Representative Troy Hashimoto, to introduce this in both Houses. And so, this will move forward and, and Mr. Hirata as well as myself will be supporting this as it goes through both Houses.

I did vet this through the Maui County Farm Bureau just to get their input, as I thought maybe ag would have some kind of concerns, you know, with people riding in the back of or wanting to have more people riding in the back of trucks for 18 and under. But, I didn't receive any negative impact from that.

But, I appreciate the Members support on letting me bring this forward today, and not being referred to Committee, because the Legislature is starting next week Wednesday. And this actually was going to be introduced at our last Council meeting on the 21st, but we missed the filing deadline from OCS. So, thank you, Members, for letting me bring this up today. I look forward to seeing this pass in the Legislature and for the safety of our children. So, thank you, Members.

CHAIR KING: Thank you, Ms. Sugimura. Are you, do you have a copy of your legislation that you're trying to promote? And is this something that you're asking to be put into the Maui County Legislative Package?

COUNCILMEMBER SUGIMURA: No. So, the, the bill that was passed last year, or that didn't pass last year, when I spoke to Mr. Agaran as well as Mr. Hashimoto, they're going to pass through what they tried to do last, last Legislative session that didn't make it. So, the purpose of this, which was requested for by Chuck Hirata, or Charles Hirata, was to add force to the legislation. And I think when he tried to get it passed Legislature during this last term, it didn't seem like there was any kind of statewide support for this. So, this is Maui County's, this is my request for Maui County to support this legislation.

CHAIR KING: Okay.

COUNCILMEMBER SUGIMURA: But, the legislation is--

CHAIR KING: But, you're bringing this--

COUNCILMEMBER SUGIMURA: --is there.

CHAIR KING: You're bringing this to us as a concept without the legislation attached.

COUNCILMEMBER SUGIMURA: Correct. This is just to support that legislation.

CHAIR KING: Okay.

COUNCILMEMBER SUGIMURA: There's no legislation attached to it.

CHAIR KING: Okay. Any other discussion on this?

Member Paltin.

COUNCILMEMBER PALTIN: I totally support the safety of our children. I just wanted to acknowledge on the testifier's comments made earlier. And I was wondering if this legislation, which roads it applies to; if it applies to just State and County roads or like on private property. As to her comments made about, you know, transporting kids from the lo'i to various places, I know how, you know, muddy things can get. And that, you know, the people do take utmost safety into consideration when transporting kids. So, I just was wondering, is this only for State and County roads or is it for in all cases?

COUNCILMEMBER SUGIMURA: From what we have jurisdiction over; police.

CHAIR KING: Ms., okay.

COUNCILMEMBER SUGIMURA: Oh, sorry.

CHAIR KING: Ms. Sugimura, do you want to respond to that.

COUNCILMEMBER SUGIMURA: Sorry about that, Chair. So, private property is something that police cannot, you know, go on and regulate in that way. So, this is for things that police have jurisdiction over, you know, which is, which is the framework for which we operate, so.

CHAIR KING: Councilmember Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: I would like to echo the sentiments of Councilmember Paltin and her concerns. As, you know, the Councilmember with the residency district of Molokai and, you know, just knowing that the rural areas are a little different. And, I, I'd like to see this be discussed in Committee. You know, perhaps,

you know, like one of the ideas of the testifier's was to exempt County roads or some kind of compromise to, you know, just to take into consideration the rural areas and other concerns that Councilmember Paltin made. Mahalo.

CHAIR KING: Thank you.

Member Sinenci.

COUNCILMEMBER SINENCI: Yes, I too would like to echo the same sentiment. In rural East Maui, you know, we've had some incidences where families were being stopped. They were, and, and I'm not going to, I mean, child safety is, is of, of utmost importance so I'm not trying to, to downplay the importance of safety. But, it's just, in some instances where families were, were being charged just for, you know, some of the children either at the beach or at the lo'i, and just going home and, and being stopped by, by police officers. So, I just wanted to bring it up because it was some of my constituents had, you know, had called my office. Thank you.

CHAIR KING: Member Lee.

COUNCILMEMBER LEE: Thank you, Madam Chair. Although there may be some issues that need further discussion,

COUNCILMEMBER KAMA: This is not--

COUNCILMEMBER LEE: --I think the central, pardon? The central issue is that, is public safety and safety of our children and I think that is of the utmost importance. And, their time is of the essence with regard to this, because it seems like Councilmember Sugimura needs to transmit this to the Legislature as soon as possible. So, as a result, I, I believe that we should move ahead with this and support it. Thank you.

CHAIR KING: Thank you, Member Lee.

Member Kama.

COUNCILMEMBER KAMA: This is a cheerleading reso. It says, hey Leg, this is a good thing, we want you to do it so please go do it. And then whatever other stuff we want to put about maybe in the rural areas, maybe on the farms, things like that, that we'd want that to occur because they'll be farming or doing whatever, then that can happen. But, I think usually that discussion takes place at the Leg. And all we want to do over here is say, rah, rah, rah, we go. Thank you.

CHAIR KING: Thank you.

Any other comments?

Okay, I'll just give my perspective. I agree that, that child safety is of utmost importance, but I also know that there are sometimes unintended consequences to certain types of legislation. And so, I would, before we as a, as a body support the legislation that's being put forward, I would want us to see that legislation and discuss it. And also, to give the public a chance to comment, because, you know, when we, when we do these types of resolutions we want to make sure that we're representing the people that we, you know, we're here to represent and serve. And this is the first time I've seen this, this resolution. And I, and you know, I, we haven't had a lot of discussion by the public on this.

But, I would like to see the actual proposed bill as, as we go through something like this, as we decide we're going to support. Because I'm assuming we're supporting that bill if we, if we pass this. We're saying that that bill should pass and we haven't seen the actual bill. So, personally, I think it's a little irresponsible for us to pass something when we haven't seen all the details and, and understand how it's going to affect the average person.

I don't agree that it's only the, that the private areas are separate, because I do have employees who have gotten tickets for not having his seatbelt on in a parking lot of a store. So, the police do go onto private property and enforce certain laws. And so, I think it's not necessary that you are, you know, you're at your farm or something that you're protected. I'm, I'm a little worried about, you know, that's why I'd like to see the details of what this bill actually says before I, you know, jump on that bandwagon.

And, if we do decide to do that, we should make it part of our legislative package. You know, that we, we put forth this bill with the other bills that we're supporting. So, that would be my recommendations, let's send this to Committee and to the Policy Committee and as soon as possible, hopefully be able to review that legislation. And then also gives us a chance to notice the actual issue and the bill, and then have people come out and testify.

COUNCILMEMBER SUGIMURA: So, Chair. The law right now is 13 or younger. So, we're just trying to add on, you know, 18 and younger which was recommended by Mr. Hirata.

CHAIR KING: No, I understand. Yea, I actually thought that the law was 15, so you know, was kind of surprised to see this. And I do think it needs to be raised up, but I, I also

think it needs to be a community discussion if we're going to jump on, on this bill and say it should be passed without seeing the details of the bill. So, I would, I would appreciate being able to see what the bill actually says.

COUNCILMEMBER SUGIMURA: Can we call for the vote? Can you call for the vote please?

CHAIR KING: Yes, as soon as we're done with discussion.

Okay, any other discussion?

Member Kama, did you have more discussion? You have your light on.

COUNCILMEMBER KAMA: Oh, sorry.

CHAIR KING: Okay. Okay, ready for a vote? Alright, so, the, the motion on the floor right now is to adopt this resolution. So, I guess vote is to adopt. And, I'm going to take to a voice vote first. All those in favor say "aye".

COUNCILMEMBER SUGIMURA: Aye.

CHAIR KING: All those opposed say "no".

No.

Okay, we'll do a, we'll do a roll call vote, Mr. Clerk.

COUNTY CLERK: Councilmember Shane Sinenci.

COUNCILMEMBER SINENCI: NO.

COUNTY CLERK: Councilmember Mike Molina.

COUNCILMEMBER MOLINA: AYE.

COUNTY CLERK: Councilmember Alice Lee.

COUNCILMEMBER LEE: AYE.

COUNTY CLERK: Councilmember Riki Hokama.

COUNCILMEMBER HOKAMA: AYE.

COUNTY CLERK: Councilmember Tamara Paltin.
COUNCILMEMBER PALTIN: AYE.
COUNTY CLERK: Councilmember Yuki Lei Sugimura.
COUNCILMEMBER SUGIMURA: AYE.
COUNTY CLERK: Presiding Officer Pro Temp Tasha Kama.
COUNCILMEMBER KAMA: YES.
COUNTY CLERK: Vice-Chair Keani Rawlins-Fernandez.
VICE-CHAIR RAWLINS-FERNANDEZ: NO.
COUNTY CLERK: Chair Kelly T. King.
CHAIR KING: NO.

AYES: COUNCILMEMBERS HOKAMA, KAMA, LEE,
PALTIN, MOLINA, AND SUGIMURA.

NOES: COUNCILMEMBER SINENCI, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR KING.

COUNTY CLERK: Madam Chair, there are six "ayes", three "noes", motion passes.

CHAIR KING: Okay, thank you. So, the resolution passes.

And, if I could ask Member Sugimura if you could transmit a copy of this legislation to the Council. The, the--

COUNCILMEMBER SUGIMURA: So, you're asking for the bill that would be going through Legislature?

CHAIR KING: Right. It's not, it's not transmitted with this resolution, so.

COUNCILMEMBER SUGIMURA: Okay, just for your information? Okay.

CHAIR KING: I think for all Members, you know, since it passed through the Council.

Okay, Mr. Clerk.

COUNTY CLERK: For the record, RESOLUTION 19-17.

GENERAL COMMUNICATIONS

NO. 19-1 - YUKINO UCHIYAMA, MUNEKIYO HIRAGA,
(dated December 27, 2018)

Submitting a copy of the "CHANGE IN ZONING ANNUAL COMPLIANCE REPORT FOR PARCEL H-2 (LOT 19) (TMK NO. (2) 2-1-005:085)" Change in Zoning for Makena Resort Area in accordance with Condition 22 of Ordinance 3613.

CHAIR KING: Mr. Clerk, did we, did we need to ask for any objections to the other referrals before you moved on?

COUNTY CLERK: Yes. Madam Chair, if there are any other objections, they can voice them if not.

CHAIR KING: Yea, were there any other objections to the referrals before we move onto the next item? Okay. Okay, I'm sorry about that.

Okay. So, Member Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ:

I MOVE TO FILE GENERAL COMMUNICATION 19-1.

CHAIR KING: Is there a second?

COUNCILMEMBER SINENCI:

SECOND.

CHAIR KING: Moved by Member Rawlins-Fernandez, seconded by Member Sinenci.

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

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

CHAIR KING: Any opposed.

NOES: NONE.

CHAIR KING: Motion passes nine, zero.

Mr. Clerk.

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

CHAIR KING: Okay, thank you, Council.

Oh, Mr. Hokama.

**RECONSIDERATION OF ACTION RELATING TO
COUNTY COMMUNICATION NO. 19-8**

COUNCILMEMBER HOKAMA: Thank you, Chairman.

I WOULD AT THIS TIME LIKE TO MAKE A MOTION FOR
RECONSIDERATION REGARDING COUNTY
COMMUNICATION 19-8.

COUNCILMEMBER MOLINA:

SECOND.

CHAIR KING: Okay, moved by Member Hokama, seconded by Member Molina.

Mr. Hokama.

COUNCILMEMBER HOKAMA: Thank you, Chairman. If Council would agree to affirmatively move this motion forward, it is my intent to propose a revision to the Agricultural Committee. After hearing the discussions earlier and then taking the time to count my

assignments, I believe that it would be more appropriate for me to balance my workload and perform for the Council in a more productive status, Chair. So, I would ask for the reconsideration of 19-8. Thank you.

CHAIR KING: Okay. Do you want to, so specifically?

COUNCILMEMBER HOKAMA: I'll bring it up if the motion passes. Then in the next motion, I'll give you the, give the details if the Members are willing for a reconsideration.

CHAIR KING: Okay. Alright, so the, the motion is to reconsider and then Mr. Hokama has--

COUNCILMEMBER HOKAMA: A proposal.

CHAIR KING: A proposal for--

COUNCILMEMBER HOKAMA: Agricultural Committee.

CHAIR KING: Do you want to, do you want to just, so Members will feel comfortable, that you want to just?

COUNCILMEMBER HOKAMA: Chairman, again, happy to. Kind of straying from the main motion, but the intent is, again, Members, seeing our assignments, I believe my seven assignments is more than I would, feel I can appropriately be responsible as a productive Member, and so I'm happy to offer the Agricultural Committee seat I currently have to be replaced, that my motion would be that I be replaced by Member Alice Lee. And that is what I would propose if this reconsideration does move forward, Chairman. Thank you.

CHAIR KING: Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: I move for reconsideration.

CHAIR KING: Well, he already made a motion. We have a motion and a second.

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, okay.

CHAIR KING: So, he was just explaining what his, his motion was for, what the reconsideration would be.

So, all those in favor of reconsideration?

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

CHAIR KING: Any opposed.

NOES: NONE.

CHAIR KING: Motion passes nine, zero.

COUNCILMEMBER HOKAMA: Chair.

CHAIR KING: Mr. Hokama.

COUNCILMEMBER HOKAMA: Thank you.

AT THIS TIME, I WOULD LIKE TO MAKE A MOTION TO
AMEND THE MEMBERSHIP OF YOUR ENVIRONMENT,
AGRICULTURE AND--

CHAIR KING: Cultural Preservation.

COUNCILMEMBER HOKAMA:

--CULTURAL PRESERVATION, AND I APOLOGIZE, YEAH
COMMITTEE,

CHAIR KING: That's okay.

COUNCILMEMBER HOKAMA:

--BY DELETING MY NAME AND REPLACING IT WITH
MEMBER LEE, ALICE LEE, IN MY PLACE.

Thank you, Chair.

CHAIR KING: Okay.

COUNCILMEMBER MOLINA:

SECOND.

CHAIR KING: Okay, moved by Mr. Hokama, seconded by Mr. Molina.

I'm not sure who seconded. Okay, Mr. Molina, to replace Mr. Hokama's name on the Environmental, Agricultural, and Cultural Preservation Committee with Councilmember Alice Lee.

Ms. Lee.

COUNCILMEMBER LEE: Thank you, Madam Chair. I want you to know, Mr. Hokama, I think you're irreplaceable. But, what the heck, I'll take it. I'll have seven Committees and one Chairmanship. It's a good thing I have a lot of time on my hands.

CHAIR KING: Thank you for accepting the challenge.

Mr. Hokama, you have another comment?

COUNCILMEMBER HOKAMA: Chair, and again, I thank Ms. Lee for being open to this suggestion. It's not that I don't support agriculture. It is a big priority for me, Chair, as you know. I want the establishment of a Lanai Agricultural Park. I think it's critical for our island's future to promote some level of independence by residents. I think Pulama Lanai does a great job as a major employer. But, we still need to provide opportunities of choice. And I believe this is one area that the Council has supported, and we can work with the landowner to do something that is smart; provide additional agricultural opportunities that I believe our island can be successful in.

And by this change, I would like to let the Lanaians know that in no way am I not following through on our agricultural park initiative. I just find that this will be another way, I've talked to Chairman Sinenci about my hopes for Lanai. And I appreciate his openness to consider and be supportive of what makes sense for Lanai. So, I thank the Chairman for that. And I thank the Members for allowing me to present this revision to say of our workload. So, thank you very much.

CHAIR KING: Okay. Thank you, Mr. Hokama.

Any more discussion? If not, I'll call for the question. All those in favor of the motion to replace Mr. Hokama on the Environmental, Agricultural, and Cultural Preservation Committee with Councilmember Alice Lee say "aye".

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

CHAIR KING: Any opposed?

NOES: NONE.

CHAIR KING: None opposed. Nine "ayes"; measure passes.

Mr. Clerk.

COUNTY CLERK: Madam Chair, we're back to the main motion as amended that was reconsidered.

CHAIR KING: Oh, okay. I thought we voted on the reconsideration first?

COUNTY CLERK: Yea, Madam Chair, the way the process plays out is a reconsideration is on the main motion that was made; and that vote passed. And so, the vote was essentially taken away for the main motion. Councilmember Hokama made a motion to amend the main motion by deleting his name and inserting Councilmember Lee. And then now we're back to the main motion as further amended.

CHAIR KING: Okay. Main motion, all those in favor say "aye".

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

CHAIR KING: Any opposed?

NOES: NONE.

CHAIR KING: Nine to zero; motion passes.

Mr. Clerk.

COUNTY CLERK: No further business before the Council.

CHAIR KING: Okay. Thank you, Councilmembers. We are adjourned at, well it says 2:40 and it's three minutes fast, so I'm going to say 2:37.

ADJOURNMENT

The regular meeting of January 11, 2019 was adjourned by the Chair at 2:38 p.m.



JOSIAH K. NISHITA, COUNTY CLERK
COUNTY OF MAUI, STATE OF HAWAII

James R. Smith
99 Kapuai Road
Haiku, Maui, Hawaii

RECEIVED

2019 JAN 11 AM 8:00

OFFICE OF THE
COUNTY CLERK

January 11, 2019
Council of the County of Maui
200 South High Street
Wailuku, Hawaii

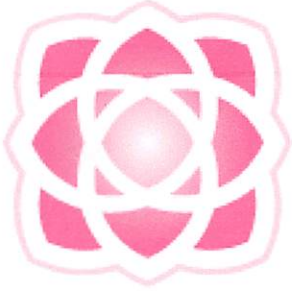
TESTIMONY: RE: CC 19-8 A proposed resolution entitled "ESTABLISHING THE MEMBERSHIP
OF THE STANDING COMMITTEES OF THE COUNCIL

Aloha,

In County Boards and Commissions, Chairpersons served at the pleasure of Board Members and that seems a good practice. I ask that you by Rule nominate and appoint members to Council Committees, and establish that a Committee Chair be chosen by Committee members.

Mahalo

Jim Smith 572-0218



MAUI

CHAMBER OF COMMERCE

VOICE OF BUSINESS

**Testimony on CC 19-8
Establishing the Membership of the
Standing Committees of the Council
Friday, January 11, 2019**

Dear Chair King, Vice-Chair Rawlins-Fernandez
And Members of the Maui County Council,

Happy New Year!

Today is an important meeting as Councilmembers will be appointed to lead and serve on the various committees. We wanted to share our thoughts on the significance of leadership in each committee.

Each committee is vital to our County and it is imperative for the Chairs of each committee to be very knowledgeable about their specific areas. We want to note how critical the Economic Development and Budget Committee is as it impacts every department in the County and the committee must follow a specific procedure and timeline for the County Budget process.

Therefore, we ask that the Council vet each member and discuss their qualifications for each committee and leadership role. With the Economic Development and Budget Committee, given the budget responsibility, it is essential that the Chair be well-versed in the process, have strong and well-established budgeting skills and be able to put in the extraordinary amount of time and energy when it comes to meeting fast-moving deadlines to ensure the process is done correctly and in the allotted time frame.

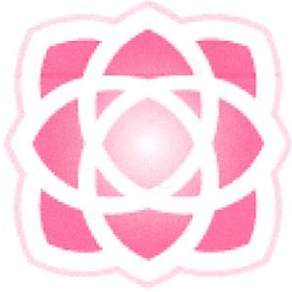
We ask that each member discuss and vote for the best and most qualified member to serve as Committee Chairs.

Mahalo for the opportunity to submit testimony on this matter.

Sincerely,

Pamela Tumpap
President

To advance and promote a healthy economic environment for business, advocating for a responsive government and quality education, while preserving Maui's unique community characteristics.



MAUI

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