

ORDINANCE NO. _____

BILL NO. 68 (2020)

A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT FOR A LOAN FROM THE STATE OF HAWAII'S WATER POLLUTION CONTROL REVOLVING FUND FOR VARIOUS WASTEWATER PROJECTS, FISCAL YEAR 2021 BUDGET ORDINANCE

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

SECTION 1. Request for Loan. The County of Maui, pursuant to Section 342D-83 through Section 342D-87, Hawaii Revised Statutes, has submitted an application for a State Water Pollution Control Revolving Fund Loan ("SRF loan") to the Director of the Department of Health, State of Hawaii, to finance the following projects:

a.	Kihei No. 16 Pump Station Rehabilitation and Force Main Replacement	\$ 2,000,000
b.	Kihei No. 7 Force Main Replacement	\$ 1,800,000
c.	Kihei No. 8 Force Main Replacement	\$ 2,400,000
d.	Lahaina Wastewater Reclamation Facility (WWRF) Modifications, Stage IA	\$ 3,400,000
e.	Napili Wastewater Pump Station No. 4 Modifications	\$ 4,600,000
	Total	<u>\$14,200,000</u>

("Collectively, Project").

Under the terms and conditions anticipated with regard to each such SRF loan, the County shall repay, over a term of twenty years, the principal amount, which shall not exceed the amount of each such loan stated above, at a fixed rate of interest that shall not exceed the Bond Buyer's 20-year general obligation bond issue.

SECTION 2. Council Authorization. Pursuant to Section 2.20.020, Maui County Code, the Council of the County of Maui hereby authorizes the Mayor to enter into intergovernmental agreements, which would include the execution of all necessary documents between the State of Hawaii and the County of Maui relating to the SRF loan, to finance the construction of the Project, including a pledge of the County's full faith and credit, including but not limited to the County's general taxing power, as security for repayment of the loan and payment of interest and loan fees, and a covenant to exercise the County's authority as needed. The repayment of principal, interest, and any loan fees shall be a first charge on the General Fund of the County.

SECTION 3. Effective Date. This ordinance shall take effect on July 1, 2020.

APPROVED AS TO FORM
AND LEGALITY:

/s/ Mimi Desjardins

MIMI DESJARDINS
Deputy Corporation Counsel
County of Maui

paf:ske:20-157c

DIGEST

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PROJECTS, FISCAL YEAR 2021 BUDGET ORDINANCE

This bill proposes to authorize the Mayor to enter into an intergovernmental agreement to finance the following Wastewater projects: Kihei No. 16 Pump Station Rehabilitation and Force Main Replacement, with funds not to exceed \$2,000,000; Kihei No. 7 Force Main Replacement, with funds not to exceed \$1,800,000; Kihei No. 8 Force Main Replacement, with funds not to exceed \$2,400,000; Lahaina Wastewater Reclamation Facility (WWRF) Modifications, Stage IA, with funds not to exceed \$3,400,000; and Napili Wastewater Pump Station No. 4 Modifications, with funds not to exceed \$4,600,000.

I, KATHY L. KAOHU, County Clerk of the County of Maui, State of Hawaii, DO
HEREBY CERTIFY that the foregoing BILL NO. 68 (2020) was passed on First Reading
by the Council of the County of Maui, State of Hawaii, on the 26th day of May, 2020, by
the following vote:

AYES: Councilmembers G. Riki Hokama, Natalie A. Kama, Kelly T. King,
Michael J. Molina, Tamara A. M. Paltin, Shane M. Sinenci,
Yuki Lei K. Sugimura, Vice-Chair Keani N. W. Rawlins-Fernandez,
and Chair Alice L. Lee.

NOES: None.

DATED at Wailuku, Maui, Hawaii, this 28th of May, 2020.



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

Copies of the foregoing Bill, in full, are on file in the Office of the County Clerk,
County of Maui, for use and examination by the public.