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Director of Council Services
Traci N. T. Fujita, Esq.

Deputy Director of Council Services
David M. Raatz, Jr., Esq.

COUNTY COUNCIL
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.MauiCounty.us

June 1, 2022

RECEIVED
2022 JUN - 1 AM 11:50
OFFICE OF THE
COUNTY CLERK

The Honorable Alice L. Lee
Council Chair
County of Maui
Wailuku, Hawaii 96793

Dear Chair Lee:

SUBJECT: **AMENDMENT TO BILL 71, CD1, FD1** (PAF 22-138)

May I request that the attached proposed amendment to Bill 71, CD1, FD1 (2022), entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE OF ONE HUNDRED FORTY-EIGHT MILLION ONE HUNDRED EIGHTY-SIX THOUSAND SEVEN HUNDRED NINETY-THREE DOLLARS (\$148,186,793) AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI FOR THE PURPOSE OF PROVIDING FUNDS TO PAY ALL OR A PART OF THE COST OF APPROPRIATIONS FOR PUBLIC IMPROVEMENTS OF AND FOR THE COUNTY OF MAUI; FIXING THE FORM, DENOMINATIONS AND CERTAIN OTHER FEATURES OF SUCH BONDS AND PROVIDING FOR THEIR SALE; AUTHORIZING THE DIRECTOR OF FINANCE TO DETERMINE CERTAIN DETAILS OF THE BONDS; AUTHORIZING THE ISSUANCE AND SALE OF A LIKE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE AND SALE OF SUCH BONDS; AUTHORIZING THE ISSUANCE OF REFUNDING GENERAL OBLIGATION BONDS OF THE COUNTY; AND PROVIDING FOR OTHER ACTIONS RELATED TO THE ISSUANCE, SALE AND DELIVERY OF SAID BONDS," be placed on the next Council meeting agenda.

Sincerely,

A handwritten signature in blue ink that reads "Yuki Lei K. Sugimura".

YUKI LEI K. SUGIMURA
Councilmember

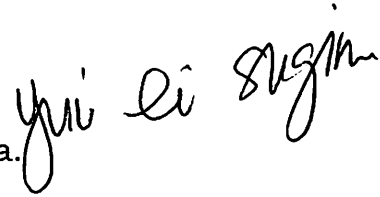
June 8, 2022, Council Meeting

BILL 71, CD1, FD1 (2022)

MAUI COUNTY COUNCIL
Amendment Summary Form

Legislation: Bill 71, CD1, FD1 (2022).

Proposer: Councilmember Yuki Lei K. Sugimura.



Description: Amend pages 1, 2, and 4 of Bill 71, CD1, FD1 (2022) to add CBS-5026, Kihei Wastewater Reclamation Facility Grit System Replacement.

Motion: Move to amend Bill 71, CD1, FD1 (2022) as follows:
1) On page 1, amend the bill title and Section 1 to increase the amount to \$152,186,793.
2) On page 2, Section 2.A.1.a, add a new project to read "(2) Kihei Wastewater Reclamation Facility Grit System Replacement" with an appropriation of \$4,000,000.
3) On page 4, amend Total to increase the amount to \$152,186,793.

Effect: See attached marked-up copies.

Attachments: Marked-up copies of pages 1, 2, and 4 of Bill 71, CD1, proposed FD2 (2022).

paf:lma:22-138a

ORDINANCE NO. _____

BILL NO. 71, CD1, FD1 (2022)

A BILL FOR AN ORDINANCE AUTHORIZING THE
ISSUANCE OF ~~ONE HUNDRED FORTY-EIGHT MILLION ONE HUNDRED
EIGHTY SIX THOUSAND SEVEN HUNDRED NINETY THREE DOLLARS~~
~~(\$148,186,793)~~ AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION
BONDS OF THE COUNTY OF MAUI FOR THE PURPOSE OF PROVIDING
FUNDS TO PAY ALL OR A PART OF THE COST OF APPROPRIATIONS FOR
PUBLIC IMPROVEMENTS OF AND FOR THE COUNTY OF MAUI; FIXING THE
FORM, DENOMINATIONS AND CERTAIN OTHER FEATURES OF SUCH BONDS
AND PROVIDING FOR THEIR SALE; AUTHORIZING THE DIRECTOR OF
FINANCE TO DETERMINE CERTAIN DETAILS OF THE BONDS; AUTHORIZING
THE ISSUANCE AND SALE OF A LIKE PRINCIPAL AMOUNT OF GENERAL
OBLIGATION BOND ANTICIPATION NOTES IN ANTICIPATION OF THE
ISSUANCE AND SALE OF SUCH BONDS; AUTHORIZING THE ISSUANCE OF
REFUNDING GENERAL OBLIGATION BONDS OF THE COUNTY; AND
PROVIDING FOR OTHER ACTIONS RELATED TO THE ISSUANCE, SALE AND
DELIVERY OF SAID BONDS
~~ONE HUNDRED FIFTY-TWO MILLION ONE HUNDRED EIGHTY-SIX THOUSAND SEVEN
HUNDRED NINETY-THREE DOLLARS (\$152,186,793)~~

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

SECTION 1. Authorization of General Obligation Bonds. Pursuant to Chapter 47, Hawaii Revised Statutes, as amended, and particularly Part I thereof, there are hereby authorized to be issued and sold from time to time general obligation bonds of the County of Maui, State of Hawaii (the "County") in an aggregate principal amount not to exceed ~~\$148,186,793~~ (the "Bonds"), the proceeds derived from the sale of which shall be used to pay all or part of the cost of appropriations for the public improvements of the County described in Section 2 hereof.

~~\$152,186,793~~

SECTION 2. Disposition of Bond Proceeds. All or any portion of the proceeds derived from the sale of the Bonds or any notes issued in anticipation of the Bonds shall be used to pay all or part of the cost of any of the public improvements listed below in accordance with appropriations contained in the Fiscal Year 2023 Budget, including amendments and supplements thereto, duly approved by the Council of the County (the "Council") for the fiscal year ending June 30, 2023 (the "Fiscal Year 2023 Budget"); provided, however, that pursuant to Section 47-5, Hawaii Revised Statutes, the part of such proceeds which is in excess of the amounts required for the purposes for which the Bonds are initially issued from time to time, or which may not be applied to such purposes, or which the Council deems should not be applied to such purposes, may be applied to finance such other public improvements of the County as the Council shall, by ordinance approved by an affirmative vote of two-thirds of all of its members,

determine; and provided further that the actual use and application of the proceeds of Bonds issued pursuant to this ordinance shall not in any way affect the validity or legality of such Bonds. No proceeds of the Bonds shall be applied to any public improvement listed in this section unless and until there shall be a valid appropriation of general obligation bond proceeds in effect for such public improvement. The public improvements provided for or to be provided for in the Fiscal Year 2023 Budget, to be financed with proceeds from the sale of the Bonds, are as follows:

Public Improvements:

Estimated Project Cost

<u>PROJECT TITLE</u>	<u>APPROPRIATION</u>
A. Department of Environmental Management	
1. Kihei-Makena Community Plan Area	
a. Sewer	
(1) Kihei No. 3 Force Main Replacement	4,800,000
(2) Kihei Wastewater Reclamation Facility Grit System Replacement	4,000,000
2. Paia-Haiku Community Plan Area	
a. Sewer	
(1) Sprekelsville Force Main Replacement	3,600,000
3. Wailuku-Kahului Community Plan Area	
a. Sanitation	
(1) Central Maui Landfill Gas Collection System Reliability	2,000,000
(2) Central Maui Landfill Phase II/III Interface Development	700,000
(3) Central Maui Landfill Phase III-B Lateral Expansion	10,000,000
4. West Maui Community Plan Area	
a. Sewer	
(1) Napili Wastewater Pump Station No. 2 Modifications	4,000,000
B. Department of Finance	
1. Countywide	
a. Other Projects	
(1) Countywide Equipment	8,970,000

b. Government Facilities (1) Countywide Facilities Maintenance Program 850,000 (2) DPW Highways Division Baseyard Facilities Program 1,150,000 c. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs, and maintenance safety and utilities, accessibility for persons with disabilities) including: (1) Countywide Road Resurfacing and Pavement Preservation 5,050,000	
2. Paia-Haiku Community Plan Area	
a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs, and maintenance safety and utilities, accessibility for persons with disabilities) including: (1) Repair of Kaupakalua Road in the vicinity of Lepo Street 2,300,000	
3. Wailuku-Kahului Community Plan Area	
a. Drainage (1) Iao Stream Flood Control Project 7,700,000	
4. West Maui Community Plan Area	
a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs, and maintenance safety and utilities, accessibility for persons with disabilities) including: (1) Front Street Sidewalk, Railing, and Seawall Repair 5,200,000	
H. Department of Transportation	
1. Wailuku-Kahului Community Plan Area	
a. Government Facilities (1) Transportation Baseyard 16,000,000	
	TOTAL 148,186,793 152,186,793