

ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE

Council of the County of Maui

MINUTES

April 25, 2019

Council Chamber

CONVENE: 9:12 a.m.

PRESENT: Councilmember Keani N.W. Rawlins-Fernandez, Chair
Councilmember Kelly T. King, Vice-Chair
Councilmember Riki Hokama, Member
Councilmember Tasha Kama, Member
Councilmember Alice L. Lee, Member
Councilmember Michael J. Molina, Member
Councilmember Tamara Paltin, Member
Councilmember Shane M. Sinenci, Member
Councilmember Yuki Lei K. Sugimura, Member

STAFF: Shelly Espeleta, Legislative Analyst
Christy Chung, Legislative Analyst
James Krueger, Substitute Legislative Analyst
Kasie Apo Takayama, Substitute Legislative Analyst
Traci Fujita, Legislative Attorney
David Raatz, Supervising Legislative Attorney
Clarita Balala, Substitute Committee Secretary
Pauline Martins, Substitute Committee Secretary

Seated in the audience:

Kate Griffiths, Executive Assistant to Councilmember Kelly T. King
Don Atay, Executive Assistant to Councilmember Shane M. Sinenci
Dawn Lono, Executive Assistant to Councilmember Shane M. Sinenci
Evan Dust, Executive Assistant to Councilmember Tasha Kama
Michelle Del Rosario, Executive Assistant to Councilmember Kelly T. King
Sarah Pajimola, Executive Assistant to Councilmember Keani N.W. Rawlins-Fernandez

Zhantell Lindo, Council Aide, Molokai Council Office (via telephone conference bridge)
Denise Fernandez, Council Aide, Lanai Council Office (via telephone conference bridge)
Mavis Oliveira-Medeiros, Council Aide, Hana Council Office (via telephone conference bridge)

ADMIN.: Michele M. Yoshimura, Budget Director, Office of the Mayor
Jeffrey Ueoka, Deputy Corporation Counsel, Department of the Corporation Counsel
Scott Teruya, Director, Department of Finance

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Linda Munsell, Deputy Director, Department of Housing and Human Concerns

Seated in the audience:

Arthur Suyama, Grants Specialist, Office of the Mayor

OTHERS: Cheryl Pritchard (Molokai - via telephone conference bridge)
Henry Lindo (Molokai - via telephone conference bridge)
Mahina Poepoe (Molokai - via telephone conference bridge)
Helene Kau, Deputy Director, Department of Water Supply
Sananda Baz, Managing Director, Department of Management
Michael Ratte, Solid Waste Division Chief, Department of Environmental
Management
Sage Kiyonaga, Civil Engineer, Department of Environmental
Management
Jasee Lau
Others (4)

PRESS: Akaku: Maui Community Television, Inc.

CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka kakou. 'Umi kuma lua a minuke i ka hala o ka hola 'eiwa ma ewa kalua kuma lima o 'Apelila, i ka makahiki`elua kaukani umikumaeiwa. E 'olu'olu mai, e ho'omalua ke Komike Ho'omohala Waiwai me Mo'ohelu Kala. 'O wau ka Iku Ha'i o keia Komike, Keani Rawlins-Fernandez. It is 9:12 on April 25, 2019. Will the Economic Development and Budget Committee please come to order. I'm your Chair Keani Rawlins-Fernandez. I keia la, me ko kakou, eia Committee Vice-Chair and Council Chair Kelly King.

VICE-CHAIR KING: Aloha kakahiaka, Chair.

CHAIR RAWLINS-FERNANDEZ: Aloha.

VICE-CHAIR KING: And I'm hoping that our resident linguist here knows how to say good morning in Galapagos today.

CHAIR RAWLINS-FERNANDEZ: Member Shane Sinenci.

COUNCILMEMBER SINENCI: Aloha kakahiaka, e au ko makea hau pa o.

CHAIR RAWLINS-FERNANDEZ: Aloha. Member Mike Molina.

COUNCILMEMBER MOLINA: Good morning and aloha, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning and aloha.

COUNCILMEMBER LEE: Me?

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CHAIR RAWLINS-FERNANDEZ: Our resident linguist --

COUNCILMEMBER LEE: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: --Member Alice Lee.

COUNCILMEMBER LEE: Good morning, Chair. And to our Council Chair, I'll get to that tomorrow. But for today, good morning, Madam Chair, in Russian, dobroe utro.

CHAIR RAWLINS-FERNANDEZ: Dobroe utro. Mahalo. Member Riki Hokama.

COUNCILMEMBER HOKAMA: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Good morning. Member Tamara Paltin.

COUNCILMEMBER PALTIN: Aloha kakahiaka, Chair.

CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka. Member Yuki Lei Sugimura.

COUNCILMEMBER SUGIMURA: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning. And Member Tasha Kama.

COUNCILMEMBER KAMA: Aloha kakahiaka, Chair.

CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka. Mai ka Administration, we have with us Budget Director Michele Yoshimura.

MS. YOSHIMURA: Good morning, Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning. From Corporation Counsel, Deputy Corporation Counsel, Jeff Ueoka.

MR. UEOKA: Good morning, Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning. And our Committee Staff, we have James Krueger.

MR. KRUEGER: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning. Clarita Balala.

MS. BALALA: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning. Shelly Espeleta.

MS. ESPELETA: Good morning, Chair.

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CHAIR RAWLINS-FERNANDEZ: Good morning. And Christy Chung.

MS. CHUNG: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning. And at our District Offices, we have Ms. Mavis Oliveira-Medeiros in Hana, Denise Fernandez on Lanai, and Zhanell Lindo on Molokai. Okay. Oh, just a reminder for everyone to please silence your cell phones or any noise making devices. We have our one item on the agenda today, EDB-1, Proposed Fiscal Year 2020 Budget for the County of Maui, and we'll begin with testimony on EDB-1. To testify, please sign up with Staff. Testimony is limited to three minutes. If you're still testifying beyond that time, I will kindly ask you to complete your testimony. When testifying, please state your name and who you're representing, please also indicate if you are a paid lobbyist. We'll check in with our District Offices first. Ms. Oliveira-Medeiros in Hana, will you please call your first testifier?

. . . BEGIN PUBLIC TESTIMONY . . .

MS. OLIVEIRA-MEDEIROS: Aloha kakahiaka, Chair.

CHAIR RAWLINS-FERNANDEZ: Aloha.

MS. OLIVEIRA-MEDEIROS: This is Mavis Oliveira-Medeiros from the Hana Office. There's nobody here waiting to testify.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Ms. Fernandez on Lanai, will you please first, call your first testifier?

MS. FERNANDEZ: Good morning, Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning.

MS. FERNANDEZ: This is Denise Fernandez at the Lanai Office and there is no one waiting to testify.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Ms. Lindo at the Molokai Office, will you please call your first testifier?

MS. LINDO: Aloha and good morning, Chair. This is Zhan at the Molokai District Office and we have three testifiers. Our first testifier is Cheryl Pritchard.

MS. PRITCHARD: Aloha. My name is --

CHAIR RAWLINS-FERNANDEZ: Aloha.

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MS. PRITCHARD: --Cheryl Pritchard, and I'm testifying on behalf of Pani Huliau. We are a group of individuals dedicated to addressing the impacts of sea level rise and climate change in our Molokai community being proactive and strengthening our resilience. I am here to speak on behalf of the group support for \$500,000 to fund and implement a climate change plan for Molokai that was proposed by Councilmember Rawlins-Fernandez. We recommend that the total request of \$500,000 be reallocated from the Mayor's proposed \$700,000 budget item of paving the Mitchell Pauole parking lot. That's a saving of \$200,000. Molokai needs to be analyzed extensively when it comes to sea level rise. The Sea Level Rise Adaptation and Vulnerability Report already monetizes the potential loss of infrastructure for Maui island but not for Molokai. We need a comprehensive plan of action that accurately projects future impacts on Molokai and plans for adaptation through feasible action. This is what these funds will allow us to do. If this is eventually to become a set of Countywide plans, let Molokai be phase one because we are smaller, we can show a scalable example, and work out some of the kinks for the rest of the County. We ask that you please keep the funding allocation Molokai specific. Mahalo.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Pritchard. Members, any questions? Okay, seeing none.

VICE-CHAIR KING: Chair, just a quick question.

CHAIR RAWLINS-FERNANDEZ: Oh, Chair King?

VICE-CHAIR KING: What's the name of the group? Was it Mana Huliau? I couldn't...

CHAIR RAWLINS-FERNANDEZ: Ms. Pritchard, did you hear the question?

MS. LINDO: Can...sorry, can she speak a little bit louder? We're having a hard time hearing.

VICE-CHAIR KING: Oh. Hi, Zhan. I just wanted to get the name of her group, Cheryl's group. Is it Hana Huliau or Mana Huliau?

MS. PRITCHARD: It's Pani Huliau.

VICE-CHAIR KING: Oh, Pani. Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo.

MS. PRITCHARD: Yeah.

CHAIR RAWLINS-FERNANDEZ: Mahalo for your testimony. Ms. Lindo, will you please call your next testifier?

MS. LINDO: Our next testifier is Henry Lindo.

MR. LINDO: Aloha, Chair. And aloha, Council.

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CHAIR RAWLINS-FERNANDEZ: Aloha.

MR. LINDO: Good morning. My name is Henry Lindo and I'm testifying on support also of the proposed 500,000. The dual climate adaptation and sea level rise mitigation plan for Molokai, you know, the beautiful thing about this group is the group was formed to, you know, and Pani Huliau represents the reaction to different things, to changes in environment and stuff. So, the beautiful thing about this group is they grabbing studies that were already previously made and they bring it together and the thing about studies and, you know, it's good, but got to have an implementation plan on it. So, I believe in what the group is trying to do is grabbing things that were already previously done, bringing it together and forming one comprehensive plan that can be actually implemented and that's the beautiful thing about it. I agree with replacing the Mayor's budget of 700,000 for the parking lot at Mitchell Pauole. You know, as good as that is, shucks, the parking lot is pretty good and what that does if we do use \$700,000 for that lot is it keeps increasing the price of using the facilities there, yeah, and that's creating one problem. What we see a lot of people using the center for parties and stuff now, I mean, shucks, you can hardly get somebody there every weekend because of the cost. So, I think you should table that money and use it for something else. I believe the \$500,000 would save the County one extra 200,000, you know, on that end. Of course, this plan is an important step, and too for, you know, an immediate emergency mitigation effort and future development that people have been talking about those problems for years. But, you know, talk is cheap, so action is required. So, I believe if we use this in the right way, we take the actions used, Molokai's plan is one way to, as a template for the rest of the County. Do 'em over here, allow the group to not only, not the group, but actually using the plan to...or create the plan and then taking action upon the plan. I...that's kind of what I believe in, and thank you guys for allowing me to testify.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Lindo. Members, any questions? Okay, seeing none. Ms. Lindo, will you please call your next testifier?

MS. LINDO: Our next testifier is Mahina Poepoe.

MS. POEPOE: Hi, this is Mahina Poepoe. I first want to support the real property tax increases proposed for Hotel, and Short-Term Rental, and Timeshare. For short term rentals on Molokai, I RFS them all the time and what I find are not so many illegal ones, but mostly I find that there are legal ones who are operating out of compliance and in violation with their permits. You know, whether it's advertising more beds or more guests than allowed or renting out two buildings when only one building is permitted, advertising a wedding venue and group gatherings are prohibited. So, enforcement is a huge issue and it's pretty much nonexistent here. Sometimes it takes years for me to get any follow up, and the only way I can get follow up is if I put the pressure on them to actually reply to me, the Planning Department. So, I do think that this industry needs to be tasked enough to offset the negative impact and really enough to offset the cost of regulating the problem that they are creating. So, the increases for Hotel, Timeshare, Short-Term Rental, I think, can be likely passed on to

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the guest or renters without much noticeable impact to their bills. So, that's my support for the tax increases. I also want to support the \$500,000 for implementing a climate change plan for Molokai. I'm also in the group and I really believe in what we're doing, and I really think that it can set a good precedent for the County and, yeah, I'm really excited about it, and I hope you support it, too. Thank you.

CHAIR RAWLINS-FERNANDEZ: Members, any need to clarify?

VICE-CHAIR KING: No, I just...I'm sorry I didn't turn that off, but hello, Mahina.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo for your testimony, Ms. Poepoe.

MS. POEPOE: Oh, thank you.

CHAIR RAWLINS-FERNANDEZ: Ms. Lindo, will you please call your next testifier?

MS. LINDO: Aloha. So there are no more testifiers at the Molokai Office at this time.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Okay, Mr. Krueger, will you please our first testifier here in the Chamber?

MR. KRUEGER: Chair, the first person signed up to testify is Helene Kau, to be followed by Sandy Baz.

MS. KAU: Good morning, Chair Rawlins and Committee Members. I am Helene Kau --

CHAIR RAWLINS-FERNANDEZ: Good morning.

MS. KAU: --Deputy Director in the Department of Water Supply. As we had shared with you this past Monday, the Water Department is an enterprise fund. DWS provides water and services for fees that make our Department self-supporting. This Committee is proposing a \$1,140,000 increase in operational expenses. As the Mayor's proposed budget was balanced, we need to ensure that sufficient changes are made to either increase revenue or decrease expenses to offset the proposed \$1,140,000. The Administration proposed a 3 percent water rate increase. The DWS Fiscal Officer is currently out of the office, and we have not run these specific numbers through our rate model, but my rough estimate indicates that a 5 percent rate increase would provide the additional \$1,140,000 that you would need. This would result in about a \$4 per month increase to the average household water bill. Thank you.

CHAIR RAWLINS-FERNANDEZ: Members? Chair King?

VICE-CHAIR KING: Thank you, Chair. Thanks for being here. I really appreciate it. As far as the increase goes, can you kind of describe how the Carryover/Savings gets absorbed or, you know, where it goes every year?

MS. KAU: So...

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VICE-CHAIR KING: 'Cause I know there's 3 to 4 million every year from Department of Water Supply.

MS. KAU: Right. So, there are several components of revenue. There are, you know, revenue related to water charges, there's carryover, there's, you know, we charge sewer for the services that we provide in terms of billing and whatnot, and the Carryover/Savings is included in the revenue that we used to offset operational expenses, CIP, et cetera, so it's there.

VICE-CHAIR KING: So, it's already spent --

MS. KAU: It's already spent.

VICE-CHAIR KING: --is what you're telling me?

MS. KAU: It's already spent.

VICE-CHAIR KING: Okay. But going forward, because I talked to the previous Water Director, Ms. Baisa, and she said every year there's about 3 or 4 million, so it's built into the budget that there is going to be Carryover/Savings this year, this coming year now, so.

MS. KAU: Correct. It is built into the budget and it's included in the revenue that we use to balance to offset our proposed expenses.

VICE-CHAIR KING: Okay. No, I'm just projecting forward that if you're going to project having another 3 million for 2020, is there a way to offset, you know, to have a lower anticipated Carryover/Savings and to be able to offset this 1.1 million?

MS. KAU: But if we lowered the Carryover/Savings then we would actually have less money and, essentially, that money has already been spent in what we had proposed.

VICE-CHAIR KING: From the previous...from this year going forward, correct or is it...are you...

MS. KAU: But...

VICE-CHAIR KING: 'Cause if you spend it it's not Carryover/Savings.

MS. KAU: Correct. But nor do we ever intend to spend money that we don't have yet, so we don't, you know, we're not going to project that I'm going to have another \$3 million and then go ahead and expend it in this budget because I don't have it yet.

VICE-CHAIR KING: Okay. And so what Director Baisa had told me was that usually because they put extra money in for electric utility and that's usually where...that's where she told me that usually the Carryover/Savings comes from, so.

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MS. KAU: In many instances we do have some degree of carryover related to electrical expenses; however, if we do experience drought anticipated this summer, we anticipate spending that money to pump the water, you know.

VICE-CHAIR KING: Okay. Thank you.

MS. KAU: You're welcome.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. I have questions.

MS. KAU: Yes.

CHAIR RAWLINS-FERNANDEZ: So, when you calculated the 1,140,000 that was based on which budget? Was that before 10 o'clock last night?

MS. KAU: You know, I'm sure it was before 10 o'clock last night and --

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. KAU: --I do see that that \$200,000 is actually in two places; however, for purposes of this estimation, if it's 940 or if it's 1,140,000...

CHAIR RAWLINS-FERNANDEZ: No, it's 300,000.

MS. KAU: If it's only going to be 300,000, then it, you know, I'm sure that that could be offset by reducing some other expense.

CHAIR RAWLINS-FERNANDEZ: Okay. So, the 300,000...

MS. KAU: So that 500,000 study is no longer there?

CHAIR RAWLINS-FERNANDEZ: It was reduced to...oh, no, that's not a study. Yeah, the study, that 500,000 is, for Miconia is out. The 500,000 for the water conservation project, the pilot project for the water meters was reduced to 100,000. There's a 200,000 engineering study that...for dual water lines, that was deleted. And the reservoir construction, that was deleted. And only the other 200,000 for engineering feasibility study for stormwater and drought resiliency for Upcountry stayed in, so that's 200,000 and 100,000 for that water meter reader project, yeah, so it's 300,000.

MS. KAU: Okay. So, do you propose to offset operational expenses to find that 300,000?

CHAIR RAWLINS-FERNANDEZ: We haven't completed our review of the Budget but it's something that we can consider.

MS. KAU: Okay, that's great. Thank you.

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CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Ms. Kau. Okay, Members, no other questions. Okay, mahalo. Okay, Mr. Krueger?

MR. KRUEGER: Chair, the next person signed up to testify is Sandy Baz, to be followed by Michael Ratte.

MR. BAZ: I ke kahu ako poa la hanuahanu ke o aha. Aloha, pumehana kakou.

CHAIR RAWLINS-FERNANDEZ: Aloha.

MR. BAZ: Chair, Chair of the Council, Committee Members, good morning. I, here, Sandy Baz, Managing Director of the County. Just to talk very briefly about the Department of Management and some of the items that you're gonna hopefully be revisiting in discussion. First was the network fleet that I've actually been getting a lot of calls and many of them from garage services and Highway Division employees and management. The utilization of the network fleet for the part of the contract which is towing is incredibly useful. If we have a truck that's up in Kula and breaks down they'll actually tow that big garbage truck all the way down to Wailuku to be able to, for us to be able to maintain it there and fix it. Just that in itself would be, you know, hundreds of dollars and happens on a regular basis that we need that towing facility option, so it does save us quite a bit of operational costs with network fleet. Also as I've mentioned before the deterrents of have, knowing that there is a GPS unit in the vehicle that they are being monitored, we do get the reports of, you know, them driving fast or anything, anomalies like that and we do follow up with those. So it is a useful piece of...we do request that that money be retained in our budget, so. Maui Redevelopment Program, there was cuts there, basically three areas. One is the positions, you know, as I described the positions were created in the last year's budget with kind of a just a suggestion of what we thought might be possible. Now that we've gone through DPS reorganization and developing the positions the pay scales of those positions are different, and so we need to make sure that there is funding, if we're going to have those positions at all we got to make sure that there is funding for those positions and that's what the money would be there for as well as making them full year because the funding available was only partial, yeah, so that's a portion of it. For the contracts and services in the Maui Redevelopment Program those are based on construction mitigation efforts with the shuttle, the opportunity for business mitigation, different things like that. So, if those are cut, then the impact of this project will be more detrimental to that community, so we would ask that the money get put back in. Travel, there's no examples that we've looked at that are doing what we're doing in Wailuku specifically for us to go and see, and so that has been in there in the past and it's something that we would like to see and be able to do in the future. And IT positions, Councilmember Lee had looked at that and just a reminder if you can to support the positions within our IT Division as they support the operations of our general County. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Baz. Members, questions?

VICE-CHAIR KING: I have a question.

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CHAIR RAWLINS-FERNANDEZ: Okay. Chair King and then Member Paltin.

VICE-CHAIR KING: Okay, thank you, Chair. Thanks for being here, Mr. Baz, Acting Mayor. Are you still Acting Mayor today?

MR. BAZ: Till tomorrow.

VICE-CHAIR KING: Okay. I had a question on the network fleet --

MR. BAZ: Yes.

VICE-CHAIR KING: --that you mentioned, was that something that was in the Mayor's Budget that was cut or was superseded by a proviso?

MR. BAZ: No, it's in the Department of Management in the Management Program in the B Operations.

VICE-CHAIR KING: No, I mean the Mayor's Budget that he --

MR. BAZ: No.

VICE-CHAIR KING: --presented to us?

MR. BAZ: Oh, yes, yes, it's in the Mayor's Budget that was presented, yeah.

VICE-CHAIR KING: Okay, okay. Did it get cut or...

MR. BAZ: It looks like it. There's no note on the side of it, but there's a \$135,000 missing from the B Operations of the Management Program and that's the discussion that we had when I was on the floor, so I'm assuming that that's what the cut was for.

VICE-CHAIR KING: Okay. I just couldn't remember if that was...okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. Member Paltin?

COUNCILMEMBER PALTIN: I was wondering if you could refresh my memory. Is all the County vehicles on the network fleet?

MR. BAZ: Not all. Police vehicles are not. I believe most everything else is, including all the Fire apparatus, the vehicles in Public Works and DEM, yeah.

COUNCILMEMBER PALTIN: What is the reason the Police vehicles are not?

MR. BAZ: They have their own...when the vehicle use policy and the network fleet systems were developed, the Police asked the Administration at the time to be exempted

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because they have their own monitoring and own policy process that they manage themselves.

COUNCILMEMBER PALTIN: And you guys plan to continue to look into applying the information that you get off the GPS systems in a meaningful way?

MR. BAZ: Yes. In fact, I had communication with union this week about that specifically and look forward to more union consultation in developing the possible disciplinary action if they're utilizing the vehicles inappropriately.

COUNCILMEMBER PALTIN: Would you know if folks were using GPS scramblers to change the messaging?

MR. BAZ: From my understanding, a GPS scrambler would just cut off the connection. It wouldn't be able to provide wrong information to us. We do have anomalies in the system. We do look at and verify, as I mentioned, there was a 113 mile an hour down right in front of the Ki-Aikido site over here, so we know that that was wrong, but so we do look at those individual anomalies and try to figure out if there was an issue or not, yeah.

COUNCILMEMBER PALTIN: Okay, thanks. And I wasn't clear if you were okay with cutting the travel for the MRP or not.

CHAIR RAWLINS-FERNANDEZ: MRA.

COUNCILMEMBER PALTIN: MRA.

MR. BAZ: Yes, Maui Redevelopment Program. The travel is beneficial for the staff and actually the agency if we have either Administration or the agency, the board members, that want to look at other examples of redevelopment. The suggested travel for Fiscal Year 2020 was Chattanooga, Tennessee. It's not, you know, this real popular thing, so it's a good smaller version of redevelopment that's more like what we're doing in Wailuku than like a San Francisco redevelopment or a Chicago redevelopment or Philadelphia.

COUNCILMEMBER PALTIN: And by administration, which administration are you talking about?

MR. BAZ: Either the staff of the MRP, we've had Planning Directors, the prior Managing Director, the prior Mayor have gone on looking at the redevelopment pieces of that.

COUNCILMEMBER PALTIN: I had thought that all of the Mayor's travel had been moved into the category under the Mayor. So, you're saying that the Mayor could travel with these MRP travel funds?

MR. BAZ: In the past, that did happen. Yeah.

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COUNCILMEMBER PALTIN: Could it happen in the future?

MR. BAZ: I suppose, yeah. I mean, the Mayor has selected to try to consolidate his travel into one area, and so I would hope that he would stick to that for expenditures. But the idea of travel within a program is to pay for the travel related to that program, so that there's a expense that's allocated to the cost of that issue, right. So, if there's Water Department's travelling, you know, Water pays for the travel generally. But the Mayor has decided to consolidate his travel specifically.

COUNCILMEMBER PALTIN: Yeah, but I think we cut 30,000 of that last night. So, I guess it works out. Thanks.

MR. BAZ: Okay.

COUNCILMEMBER KAMA: Chair?

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Kama?

COUNCILMEMBER KAMA: Thank you, Chair. So, can you please explain the network fleet and describe that to me, please?

MR. BAZ: Sure. So, a number of years ago, and I don't know exactly when the Administration decided to, with discussions with the Council and funding allocated, installed GPS units into the County's network fleet, the County's fleet of vehicles. And it was about the same time as the vehicles usage policy implemented but not specifically related to it. The discussion was about being able to track our assets. You know, we have, you know, as you've heard throughout this time a lot of money and vehicle and rolling assets in vehicles and so for us to be able to track those and be able to manage those as far as location and speed and operational maintenance, towing, you know, all those kinds of factors we worked with a vendor that could provide us with all of the services that we desired and the cost of it is what's borne now.

COUNCILMEMBER KAMA: Follow-up question, Chair.

CHAIR RAWLINS-FERNANDEZ: Yes, go ahead.

COUNCILMEMBER KAMA: So, about how many vehicles break down a month?

MR. BAZ: I asked garage services for some numbers. They couldn't get that to me by this morning for my testimony, but we are going to get that information.

COUNCILMEMBER KAMA: Okay. So, I don't know why you're asking for it but I know why I'm asking 'cause I want to know that if our vehicles are breaking down often and they need to be towed often, either we need to replace them or we need to get more mechanics to fix them. I'm not sure, but something has to happen. So, that's my curiosity.

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MR. BAZ: It...thank you. It's a combination.

COUNCILMEMBER KAMA: Thank you.

MR. BAZ: My request is cost savings utilizing this system versus paying us directly for towing as well as the factors of a vehicle breaking down, and the maintenance of those vehicles is managed. The codes that we get help our maintenance operators be able to identify issues ahead of time and fix them before there's major breakdowns as well.

COUNCILMEMBER KAMA: So, one last question, Chair. So, what do...what does it cost us to pay for the towing? Do we have a contract with a company or companies?

MR. BAZ: I believe we still have contracts but majority of the services are now free based on the network fleet. I'd have to go back and look at those costs prior to and see if we can get a comparable of money that we've spent on towing in the past versus now.

COUNCILMEMBER KAMA: Thank you. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you. Mr. Baz, so on the network fleet, do you have rules that the...I think you sent us some information after we saw you the last time when you talked about and you, just kind of information about the system. So, do you have rules that the employees have to follow for any kind of violation or is it something that you only track mileage?

MR. BAZ: So, the use of our vehicles is defined in the vehicle usage policy which did, went through union consultation and that is what we would be implementing any issue with any employee on. So, if they are utilizing the vehicles inappropriately that vehicle usage policy is what we would be referring back to. The network fleet management system is just a way for us to identify whether or not our vehicles are being used according to the vehicle usage policy, yeah. So, we...I'm kind of dancing around that answer because we don't specifically use the GPS information to identify that somebody's inappropriately using the vehicle except for as it relates to the vehicle usage policy. And so, any disciplinary action would go back to the vehicle usage policy. If they're using it for personal business or they're driving it unsafely, all of that is in the vehicle usage policy.

COUNCILMEMBER SUGIMURA: So, you have used it for...you have used this network fleet system for more than the services that you've described then? It is being used to, for safer and better enforcement of our fleets or is it something you're actually using or since you went to talk to the unions this week, you're just starting to do it?

MR. BAZ: The, Management desires to specifically use the data and provide, you know, that information as a basis for the disciplinary action. Right now, what's been consulted with the union is the vehicle usage policy itself. And so, we have to...if there is any

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issue with use of a vehicle, we have to go back to the vehicle usage policy to implement that, but I do plan on going back to the union and consult with them.

COUNCILMEMBER SUGIMURA: So, you're developing it, --

MR. BAZ: Yes.

COUNCILMEMBER SUGIMURA: --it's not done yet?

MR. BAZ: No.

COUNCILMEMBER SUGIMURA: So, is it helping? Is it...is this service...

MR. BAZ: As I mentioned, the biggest assistance that it's provided is the deterrent, right. People know that there's GPS units in their vehicles and so it does...we did notice an immediate level of safety increase in our operational fleet.

COUNCILMEMBER SUGIMURA: Thank you. On the MRA, so the discussion about travel is helpful. And the positions that are currently there, I know that last term they were, some of these positions were moved into Management, so can you describe and advocate for the increase from 2019 to 2020 Budget, which is 59,645, and I think it was caused or the increase is because of the realignment of the positions which are now in Management. So, can you please explain that?

MR. BAZ: So, there's a number of factors related to that. One is that, yes, the positions were created, I think the prior Administration had proposed them to be created in the Department of Finance, but the Council decided it would be Department of Management which I think is a good decision looking at the overall factors of it. And but in that one of the positions was filled, so it was funded 100 percent, 2 of the positions were new creation, and so those are generally funded at 8-months' worth, right, so they're only partially funded. And when developing the Budget and looking at the different types of positions, we kind of guessed at what would be needed, but as we go through and this is a general Countywide thing, as each position new position is being created the evaluation of that position happens within the management of the operations. So, MRP looked at the positions, what its real needs were, Department of Management through its reorganization process does another review to see you know the supervisory structure what should be created, and then it goes down to DPS, DPS will review that and then end up what's called pricing a position. So, they'll set what the actual classification should be of that position. And so, after that process happens what is proposed and maybe adopted in the Budget may not necessarily be the end product. And so, between the additional four months' worth of funding and the classification of those positions as they get created with Department of Personnel Services it, that's what the funding difference is. It's not for an additional person or anything like that.

COUNCILMEMBER SUGIMURA: Because of the time it took you to put the structure in order through or with DPS and all the approvals you needed to get?

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MR. BAZ: Well, I was just talking about the additional funding required from Fiscal Year '19 to Fiscal --

COUNCILMEMBER SUGIMURA: Right.

MR. BAZ: --Year '20 is based on those factors, it's based on the 8-month funding initial year because they were new positions and the position pricing that happens at DPS.

COUNCILMEMBER SUGIMURA: And what it currently is.

MR. BAZ: Yeah, and what is to be filled, yeah.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Member Sugimura. Member Hokama?

COUNCILMEMBER HOKAMA: Chair, I going to agree to a revised number. I understand where the MRA is, you know, it was a seed planted a long time ago, '65 or so came a program, okay. We moved along, did certain things, and it became an office and now it's moving to, you know, a division or an agency in its maturity. So, I just see this as the natural growth of an agency that is getting experience, as well as the ability to look at what our previous projects in Hawaii has already accomplished and that's Kakaako and Hilo Town. So, Chair, for me, I feel to just put a motion, we can vote it up or down, but I'm going to use the number nine...

CHAIR RAWLINS-FERNANDEZ: Member Hokama --

VICE-CHAIR KING: Chair?

COUNCILMEMBER HOKAMA: Yes?

CHAIR RAWLINS-FERNANDEZ: --do you have a question for our testifier?

COUNCILMEMBER HOKAMA: No, because I'm ready to vote.

CHAIR RAWLINS-FERNANDEZ: Okay. We'll do that after public testimony. Mahalo, Member Hokama. Okay. I have a question.

MR. BAZ: Sure.

CHAIR RAWLINS-FERNANDEZ: So, Mr. Verkerke came and testified on the 18th in response to Member Lee's request to assist the Department, and she asked what are the most critical needs in additional staffing and --

MR. BAZ: Right.

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CHAIR RAWLINS-FERNANDEZ: --and he just said, you know, manager and senior staff, which wasn't very helpful for Member Lee to make a proposal 'cause it wasn't enough information. And so, you testified on, you know, supporting that proposal, but he hasn't been able to supply us the, you know, any solution.

MR. BAZ: Yeah, actually he did provide written testimony. It might be in the shuffle of the 600 or so things out there. I don't have it with me, but I will get it to you immediately, yeah.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. BAZ: Yeah, he did clarify exactly which two positions he would request and yeah --

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. BAZ: --and the justification for that. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Mr. Baz. Chair King?

VICE-CHAIR KING: Thank you. So, I just wanted to ask you about the redevelopment agency because it's basically about the Wailuku Civic Center. And so, you know, you mentioned the travel as being important. We haven't funded the second half of that, the part that I think is the redevelopment parts. If that doesn't get funded, then are you still going to need the travel?

MR. BAZ: Well, the...thank you. The idea that the Maui Redevelopment Agency is tasked with redeveloping and the only redevelopment zone right now is Wailuku Redevelopment Zone, right, so and it's the only plan in existence. So, the...if you look at the HRS, there has to be a plan in existence and then once that plan is in the existence then the factors to redevelop that area, you know, that slum and blight reduction. I hate to use those terms, but that's unfortunately that's the redevelopment terms is really defined specifically in this area right now. There may be other opportunities to that. One of the fund, portion of this funds was for a review of the Wailuku Redevelopment Zone and the issues related to that. One of the factors is that, you know, this, we do have other areas that could probably be redevelopment areas and but we need to analyze those and see if it's going to be beneficial or not to bring those forward. And then the other factor is what I had kind of mentioned before, right now we are implementing HRS 53-5 which is the powers and duties of the agency, 53, HRS 53-23, is the creation of the redevelopment corporation. And so, once we...if we could create that redevelopment corporation that's really where the rubber hits the road and we're able to, you know, build these assets, manage them and operate them.

VICE-CHAIR KING: Okay, yeah. But the question was that, you know, would you need the travel this year if we didn't go ahead with that second phase?

MR. BAZ: I believe so, yes.

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VICE-CHAIR KING: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. Okay, seeing no other questions, mahalo, Mr. Baz --

MR. BAZ: Okay.

CHAIR RAWLINS-FERNANDEZ: --for your testimony this morning.

MR. BAZ: Mahalo eo kou.

CHAIR RAWLINS-FERNANDEZ: Mr. Krueger?

MR. KRUEGER: Chair, the last person signed up to testify is Michael Ratte.

MR. RATTE: Aloha, Council Chair and Members.

CHAIR RAWLINS-FERNANDEZ: Aloha.

MR. RATTE: My name is Mike Ratte. I've been in the County for 27 years in Environmental Management as an engineer, maintenance coordinator, operations superintendent, and currently Solid Waste Division Chief. The job of our Solid Waste Division team is to protect our environment through planning, decision making, resource allocation, for our many teams to function out there at our landfills and refuse collection, staying compliant within State and Federal regulations, and provide critical community service. Positive change is good and it's clear this Council cares about the environment and wants positive change. We appreciate that. If we can work together, we can succeed at anything we want to do. If we don't the opposite can also happen, unfortunately, environmental non-compliance, fines, safety risk, decreased morale of our staff. This is the same often underappreciated staff that pick up over-stuffed trashcans out on the road, haul it away, cover it in our engineered lined landfills, and as nasty as it is, keep the rats, flies and pestilence out of our neighborhoods. Yeah, it's a thankless job for a lot of us. And, I'm sorry, I'm not a politician but I'm just telling you like it is. We got some tough jobs out there. We're all proud and effective at what we do. Our landfill and refuse teams, engineering, fiscal, safety, training, administration we all try to practice pono every single day. That said, when resources get cut, CIP projects reduced or delayed, landfill space not provided for or if we have to add on community services on top of what we already do six days a week it becomes very difficult. Respectfully, those kind of changes sometimes if we don't scrutinize them carefully can backfire. Scrutiny is good. I like it. It provides our taxpayers a fair shot at getting their dollars' worth, so we can appreciate that ourselves as well. Please refer to the handout with some of the key items that you guys have been discussing over the past couple of weeks. There's a few in there that we'd like to revisit if you'd like to ask questions. I don't expect miracles but if we can resolve a few of those now it might save us some time later from coming back for funding and what have you. I'm willing to discuss just about anything, ABC budgets, CIP. I can talk

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about our CML capacity. We're down to two-and-a-half years. We got to address this right away to avoid fines and EPA consent decrees. Happy to discuss connections between our CIP and the Anaergia contract, self-funded status, adding positions at Molokai landfill, and our Sunday operations at CML. Happy to stay and discuss any questions. Mahalo, Council Chair and Members.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Chair King and then Member Sugimura.

VICE-CHAIR KING: Okay. Thank you, Chair. Thank you for coming down, Mr. Ratte. I have a couple questions for you. First of all, I was just kind of looking through your, this is your handout, and I just wanted to let you know that on the Hana Office trailer we didn't ask for these cuts. What we did was we referred it to committee so we can review it in committee and decide if that's what we needed if that was the full amount. So, I don't think anybody was asking you to cut out the bathroom or any of those services. It was just we wanted...you know I don't understand how you build...you put design build, I don't understand how you built the trailer because I've been able to just buy them for like \$30,000 with a bathroom, so those are the things that we, why we sent it to Mr. Sinenci's Committee, but it wasn't that we don't appreciate the employees or want them to have what they need out there. But so, I have a couple questions for you. One, did the Mayor's Budget keep the Solid Waste Division self-funded as you were in Fiscal Year '19?

MR. RATTE: Unfortunately, no. However, there was some tough choices that were made along the way. With the proposal of the Sunday shift obviously and the six additional staff it does create a bit of a cost there to do that. I think we're roughly around 1.2 million needing General Fund support with the Sunday shift there. If we were to try to remain self-funded we would have to raise rates from 97 to 107 a ton for commercial and from 32 to 35 for refuse collection. I think without the Sunday our rate and fee would go up from 97 to 104 and from 32 to 34.

VICE-CHAIR KING: Okay. So, what is the...why does it take six extra people and extra equipment to stay open on Sundays, because if you have the same equipment that you use to stay open on the weekdays why do you need --

MR. RATTE: Right.

VICE-CHAIR KING: --more equipment for Sundays?

MR. RATTE: Yeah, that's a great question. Currently, we run four tens, four ten-hour shifts. To try to maximize and be as efficient as we possibly can we would have to go to five eight-hour shifts. There's some inefficiency there. Unfortunately, that does require some union involvement and we still have to have minimum staff there to run, so we've maximized and looked at it every way we can and this is what we came up with. Adding that one day a month does, as you know, if you look at a calendar that's going to force us to run 13 days straight. It's not that we can't do it. It's just very challenging for us to do that and is a bit of inefficient to do that.

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VICE-CHAIR KING: Okay. 'Cause that's, I mean, adding six staff and then I didn't understand the level of equipment either, because I don't know why you need more equipment because there's an extra day.

MR. RATTE: When you're running every single day if any of your equipment goes down you're out of luck the next day. So, a little bit more of redundancy is necessary. I would love to have more redundancy than we already have but we're trying to, you know, scrutinize as much as we can but when you're running every single day you don't have any time for maintenance and repair, that redundancy is necessary.

VICE-CHAIR KING: Okay. 'Cause I know when they used to be open I mean we used to take stuff in there and there was just receiving so it didn't seem like there was a lot of need for equipment or extra equipment. So, I don't know, maybe I just didn't hang around for whatever else you were doing after the drop off. And then just my last question. What is your total infrastructure value at your landfills and what is your current maintenance plan?

MR. RATTE: I think we have just over \$100 million of total infrastructure and that includes all of our rolling equipment, for refuse collection trucks, landfill trucks and equipment at eight baseyards, yeah so it's over 100 million. Currently, I think your second question was about...

VICE-CHAIR KING: Your maintenance --

MR. RATTE: Maintenance.

VICE-CHAIR KING: --for that, is that all in house or?

MR. RATTE: Unfortunately, right now we don't have any dedicated maintenance staff in house, we outsource all that. I would like to say that we're more proactive; however, we are not at the current time. We do a lot of run to failure out there and then we repair our equipment as we can. We do have some opportunity to increase our maintenance connection capabilities that we have that tracks our maintenance out there. It is something that if Council were interested we could certainly provide information about adding a maintenance coordinator to our staff. Right now, let's see, I have it somewhere here maybe...yeah, we do a lot of outsourcing of our maintenance, physical maintenance, but as I said it is a lot of run to failure. A position like what we're talking about here would probably be about 70 grand a year. What we outsource for that right now is probably about 270,000 a year for services that track our equipment and monitor and then document what maintenance we do. So, one option that we would definitely entertain with you guys is adding this maintenance coordinator, I think we'd probably save gosh maybe over \$150,000 a year if we did it in house and then we'd have some control over all of this infrastructure and equipment and we can keep an eye on it, we can be proactive versus reactive which is going to save the County big, big money over the years. So, it is another position but...

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VICE-CHAIR KING: So, what you're saying if we put this position in we could cut 150,000 out of Professional Services?

MR. RATTE: Yeah. That's what I'm saying.

VICE-CHAIR KING: Okay. That's a little bit of a help.

MR. RATTE: Keep in mind, it would take us a few months to get that position on board so --

VICE-CHAIR KING: Right. We usually just spend like eight months of that position.

MR. RATTE: --do the 8-month thing but...

VICE-CHAIR KING: Right. Okay. And then so right now the Solid Waste Department is 1.2 million over your self-funding, so is that, that's in the Mayor's Budget that's coming from General Fund?

MR. RATTE: That's correct.

VICE-CHAIR KING: Okay. Alright. Thank you for that all that information. It's really helpful.

MR. RATTE: You're welcome.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Chair King. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you. Nice to see you here, Mr. Ratte.

MR. RATTE: Thank you.

COUNCILMEMBER SUGIMURA: I wondered if, we got a letter from Maui Disposal and they said that they would like to be able to dispose of their commercial trash on Saturday and if we do open on Sunday I'm sure they would add that in. But can they use the landfill on Saturdays right now or is not?

MR. RATTE: Maui Disposal currently uses the landfill on Saturdays right now.

COUNCILMEMBER SUGIMURA: Oh, they do.

MR. RATTE: Yes.

COUNCILMEMBER SUGIMURA: So, could they use it on Sunday also?

MR. RATTE: Not in...

COUNCILMEMBER SUGIMURA: If it passes?

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MR. RATTE: Not in the proposal that the Mayor proposed. I mean, this was about community service for residents, not so much for commercial.

COUNCILMEMBER SUGIMURA: And they'll be happy to hear that. And then on the, because of adding...I thought that by adding the additional staff for the Sunday it would take care of the needs of the one day opening, but it's you're saying...is there, do you have another suggestion to help it work smoother within your Department so you can have your four ten-hour shifts? I'm sure you...

MR. RATTE: Yeah, because we run two shifts out there each day and there's overlap during lunch in the middle of the day, we went through this with our op staff pretty detailed many, many times because we've been asked this over the years. Is this the most efficient way to do it? Certainly, it could be smoother, but it would be more costly if we kept it at the four tens, so I'm afraid this is probably as efficient as it would get.

COUNCILMEMBER SUGIMURA: Okay. Thank you. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Member Lee and then Member Sinenci.

COUNCILMEMBER LEE: Thank you, Madam Chair. Mr. Ratte, on your revisit consideration sheet you have listed here the land purchase for FEMA emergency debris management. Could you give us an update on this project?

MR. RATTE: Sure.

COUNCILMEMBER LEE: It's the third one down.

MR. RATTE: Yep. Yeah, so basically, I know it has been talked about a little bit. My Division's responsible for emergency debris management in the case of hurricane, tsunami, any kind of major emergencies, heavy winds, and what have you, so this is basically scattered debris all over the island, we're tasked with doing that from the County. What we don't have right now, currently, is any land to do that on. We did do an emergency lease of this very property here. The last time we had emergency out there where we had to enact this we call a TDSR, temporary debris sites, so that is what we are asking for here. I know that Member Hokama asked for us to go out and get an appraisal. We apologize we didn't do that, sorry about that, we did, however, as I tried to write in here that we did base our budget amount in there from two recent appraisals that we did out of there and adjusted accordingly for this other piece of land. I think last year we had asked Council for this same appropriation. It got reduced to, I believe, 250,000, but what we decided to do is hold off on spending that money until we have confirmation that we are going to get the land because we don't wanna go out there and start doing EAs or land use and stuff until we know, you know, Council and Administration support this. We certainly want to do it, we have a temporary scale purchased, we have equipment available and ready to do this. We learned a lot of lessons a few years back when we had to handle emergency out there like this. So, currently right now we're awaiting approval for this land, we can get the

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appraisal, hopefully, within 30 days or so. But I did want to mention that the purchase price is going to be based not on what you guys may approve in the Budget, it's going to be more based on what the appraisal really comes out so maybe the million bucks is a little bit high. I'm not sure. I'd rather it be a little high than low but the appraisal is what's going to drive that negotiation for purchase. So, whatever up or down from there we would be disencumbering that money back to the County anyway. Does that answer...

COUNCILMEMBER LEE: Yeah. Thank you.

MR. RATTE: Okay.

COUNCILMEMBER LEE: One last question, status on the Central Maui Landfill expansion?

MR. RATTE: The last item there?

COUNCILMEMBER LEE: Yes.

MR. RATTE: Yeah, currently with our current phases that we have out there we're going to run out of air space at the landfill in 2022 in about 2½ years. So, we need to take some action now for sure. We need to start construction of our next landfill phase by first quarter of 2020 as I wrote there. We are currently in design and permitting with the Department Health to get that done. We do own the land at what we call Phase III right now, so that's where we're at. It is a big chunk of money, however that is based on engineers estimates of doing this and we've done a lot of landfill expansions out there. Obviously, we look for value engineering along the way and give back every bit of money that we can, but I'm only, I'm speaking from the Division, we need to landfill space and we need to proceed with the construction part of this first quarter of next year, so this is a pretty critical project obviously for us.

COUNCILMEMBER LEE: Are there any other technologies available to...you may experiment or, you know, decide to do some kind of project, so that we're not faced with this kind of issue you know decade after decade?

MR. RATTE: Sure. There's a lot of alternative energies out there, most of you are familiar with some of them. I would say regardless of an alternative technology such as what they do on Oahu, for example, with Covanta where they're creating electricity and incinerating and creating electricity with that trash, there's still a component of that that has to go back to the landfill, so we're never going to get out of the landfill business. We're always going to need landfill space. That said, recycling and diversion is going to increase the life of our landfills out of there. So, you know, our job is to collect the refuse and to landfill it as efficiently and within compliance as we can, so we need to keep that going from our perspective. Certainly, other technologies that do exist out there. We've done some evaluations, I believe, in the past and when we put out proposals for various things and I think the County reviewed such proposals a few years back. So yes, they do exist, different for a larger landfill like CML where we get a lot of tons per day versus smaller landfills. Sometimes it's more

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difficult to be effective and efficient with those alternatives, but we can certainly share more information with Council if you like about those components there. I think earlier Council had asked about the ISWMP that we want to brush off and update. It's not required to my knowledge to update that every five years unless you have new technology as you mentioned or you have a major change in what you're doing out there. So, I think we're at that stage now and that's why we want to update that and we appreciate your guys' support to fund that project, but in that it would be addressing your very question about looking at alternatives.

COUNCILMEMBER LEE: Thank you. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee.

VICE-CHAIR KING: Chair, could I ask a follow up?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Thank you. So, Mr. Ratte, since you brought up the new technology, one of my issues with this Anaergia contract that's hanging out there is it's preventing us from actually bringing in a company that could actually do some of this new technology. They were supposed to be doing a great level of landfill diversion into this, you know, different forms of energy that you talked about and this has been going on since 2012, I think. So, if there were...I know Covanta was one of the companies that bid on that contract that did not get it so if there were technologies out there that we could be using we're being prevented from using them by having this agreement hanging out there. So, how...I mean, I don't know if you can speak to that because I know that's the previous Administration, but can we move forward since they've been on three extensions and still haven't done anything? Can we move forward with one of these other technologies without, you know, just pulling back on the other contract or, you know, how do we get to where we need to go when we're being held up, we're basically being held hostage for eight years?

MR. RATTE: Yeah. That's a good question and I know it's been a heated one both politically and within the County and within the Department as well. I believe that because of some of the challenges that you mentioned I think Corp. Counsel, I think as Jeff may have mentioned, you know, previously, we'll be reviewing, you know, what's available and what we can do, what we can't do, looking at contract extensions that are in place or not. I do apologize that the Division hasn't had a whole lot of involvement with that contract, so I can't speak to a lot of that, but I do know that the County's going to review and look at that and, you know, look at options and evaluations and try to determine the best way to move forward with that.

VICE-CHAIR KING: Okay. 'Cause I was told by someone who actually looked at the contract that there is a clause in there that it could be cancelled if it's in the best interest of the public. So, if we find something that actually works, that somebody can actually show us that they've done somewhere else and maybe even on Oahu, we should be able to move forward with that in the best interest of the public instead of being held year

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after year on these extensions for something that's never going to be implemented. So, I think eight years is long enough to wait. And then my last thing is could you introduce us to your cohort over here or --

MR. RATTE: Sure.

VICE-CHAIR KING: --your bodyguard or...

MR. RATTE: He's a big guy over here keeping me safe just making sure you guys didn't throw anything on me.

VICE-CHAIR KING: He's a little intimidating.

MR. RATTE: His name is Sage Kiyonaga. He's currently my CPE Manager, which is Compliance, Planning and Engineering Section Manager. He's temporary assigned right now, but he is involved with CIP and the planning and evaluation of those projects and keeping us moving forward with, gosh, we probably have over 15 CIPs at any one time, some of them from previous year and some of them ongoing. Sage Kiyonaga.

VICE-CHAIR KING: Thank you. Nice to meet you, Sage.

MR. RATTE: Professional engineer Kiyonaga.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SINENCI: Chair?

CHAIR RAWLINS-FERNANDEZ: Member Sinenci and then Member Paltin and then Member Kama.

COUNCILMEMBER SINENCI: Thank you. Thank you, Mr. Ratte, for being here. For the Hana Landfill you show 43 reduction in the cost of the office trailer. Is that option sufficient for the operations done at the Hana landfill?

MR. RATTE: Certainly, yes. Thank you. In direct relation to previous comments, I think from yourself few days back, I did review this with the staff. I did look at it, specifically the size of the trailer which did drive a portion of that price and I agree with you. I think it was too big. So, we sharpened our pencil a bit here and I think we'd reduce the size, probably be 20 by 20 something like that. We still need, you know, the conference break room offices. We do need ADA compliance restrooms, lockers, shower facilities, you know, do add to the cost as well but at the landfill we do have accidents incidences that happen out there, kind of need to provide these minimum supplies out there. We also cut the contingency down at the bottom. So, I think, you know, for the 295 we can do it, maybe even a little cheaper than that. It kind of depends on what we can value engineering out there. Certainly, whatever the bids come in, you know, we disencumber anything over that. And yeah, I think the

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Director Nakagawa mentioned, you know, what our staff is facing with right there and we do appreciate Council support of needing it, you know, outhouses and sinks with hoses attached to 'em has been going on for too long, so I wanted this in there. I apologize that I didn't scrutinize the size of it enough initially, but yeah, we'd like to move forward with it if we can. We certainly can do engineering. I know you guys have talked about giving us 25 grand to go ahead with that. I think Mr. Hokama mentioned that, so we appreciate that. We can certainly do that or we can go full on and get it done I think for this price as well.

COUNCILMEMBER SINENCI: Thank you. Chair, I don't think we moved it to my Committee. I think we just appropriated that 25,000 for the engineering. Would this, would the board look at this as a revisit with this new numbers?

COUNCILMEMBER SUGIMURA: Yes.

CHAIR RAWLINS-FERNANDEZ: We can consider that after public testimony.

COUNCILMEMBER SINENCI: Okay, great. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Paltin and then Member Kama.

COUNCILMEMBER PALTIN: Thank you, Chair. Thank you, Mr. Ratte, for being here. I was interested in the last item on the pull-out page, the last page, Solid Waste Operations Contingency Fund. And if you could go into that like what is debris and C&D brought to any of the County's four landfills? And I'm assuming this is kind of like when after Lane and Olivia when you guys let us pay for the containers for all the fire debris and the flooding debris. Is that along this line so that next time it happens you guys are more faster to respond or...

MR. RATTE: Exactly. Given our responsibilities it's a little different than a lot of departments and divisions where we face a lot of unknowns every year. We'd love to be able to identify everything, but yeah, this is something that we've requested over the years. It's tough for Council to absorb sometimes and to want to do this. Obviously, if we don't use this money, we don't spend it, we give it back, but yes, it is to address those types of things, major disasters, tsunamis, hurricanes. It can be used to help setting up debris management site, things like that. We want to be prepared and responsible. Sometimes this money can even get reimbursed from the County Emergency Fund but having money available especially if it happens, you know, say it happens in May or June, we don't have a whole lot of budget at all. It's those times of year where we're really, you know, we're nervous about, you know, major things happening during then and we don't have a lot of contingency there.

COUNCILMEMBER PALTIN: Yeah, I remember this past summer was kind of difficult to coordinate those things, but some folks in our community went step up but then they ended up getting reimbursed after, so I would be supportive of that. Thanks.

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CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Kama?

COUNCILMEMBER KAMA: Thank you, Chair. Mr. Ratte, I just want you to help me to create some imagery. I'm the person that you got to draw a picture for.

MR. RATTE: Okay.

COUNCILMEMBER KAMA: So, can you help me to just by looking at this room to help me to understand what 24- by 20-foot container looks like or this size?

MR. RATTE: A 20 by 20 or 20...yeah, we would be trying to reduce this to a 20 by 20, I believe. If we took this back corner right here, for example.

COUNCILMEMBER KAMA: Right.

MR. RATTE: Twenty by 20 would probably be somewhere here to that wall and then probably to the end of that first desk.

COUNCILMEMBER KAMA: To the end of the first desk?

MR. RATTE: Yeah.

COUNCILMEMBER KAMA: And so...

MR. RATTE: So, not a lot of space. It would still be tight in there with the bathroom, shower, locker, a little room for them to meet and 'cause we do have contractors out there, and they need a place to eat lunch once in a while too, so, yeah. It's not a lot of space. It's two 10 by 20 containers basically. They build 'em on the mainland offsite, usually it's Hawaii Modular that does it and, you know, they do look like halfway decent offices actually when they're built and put together. These aren't containers. They...people do have to, you know, spend time inside there. So yeah, that's about that size.

COUNCILMEMBER KAMA: So, I have an office. I think it's tight sometimes if there's more than one of me in there. And I'm just concerned that if there's more than one of me in there that that might be real tight and not as comfortable. So, is there another container size below the 40 but more than the 20 in between?

MR. RATTE: Certainly. You can go to a 24 by 20, which would give you another, you know, a bit of square footage there. You know, I think what we would do is try to maximize whatever appropriation we have and, you know, make sure everything is going to fit in there. Some of the layout design from Hawaii Modular, for example, we don't have to pay for that. The engineering I think that we're talking with Mr. Hokama about was more the electrical connection and the PV system that's very high technology and the framework to support that structurally. But these manufacturers will assist us and sketch things out and, yeah, it would be tight, but I think we can do it. I mean, I would call what we have out there right now is a small little shack about this big. And

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those of you who've been out there you seen it, but, you know, so anything bigger than that staff's gonna be stoked and, you know, a little more sanitary conditions for them, but yeah.

COUNCILMEMBER KAMA: But they're going to be out there for the next, what, 30 years, yeah?

MR. RATTE: Or longer, you know, there's other alternatives that we've looked at for Hana. You know, we've looked into 'cause it is very expensive out there to landfill, four or five times more expensive than landfilling in Central Maui. So, you know, nobody wants to talk about hauling trash over Hana Highway, but I can tell you it'll probably be about \$250 a ton to do that if we were to, you know, make Hana a transfer station, still allow the community to dump there but haul it and actually process it at CML. I know we're getting off track, but this office would need to be there certainly for that amount of time that you mentioned regardless of what we do out there.

COUNCILMEMBER KAMA: I'd rather people be comfortable than tight. So, if it meant below 40 above 20, something in between I'd be happy. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. I have a question to follow up on that. So, in the discussion, it wasn't so much the size that was the issue, it was the price, you know, considering that other entities have bought, you know, office trailers for far less, 30,000. So, is the Hawaii Modular like sole source or, you know, do you do a competitive bid for that? You know, it's just, you know, 150,000 even for that is just you know compared to what we know others have paid is just...I don't think we want to, you know, we want our employees to be comfortable like Member Kama said. We don't want to, you know, put them in a tighter, you know, area than they have to be --

MR. RATTE: Right.

CHAIR RAWLINS-FERNANDEZ: --but just looking at, you know, so the 24 by 40 for 265 versus, you know, less than 100,000.

MR. RATTE: Yeah, I think you'd have to compare the specification. Certainly, you can go out and get storage containers, you know, for even less than 30,000, but when you start putting, you know, flooring and pitched roof and electrical and plumbing especially if you have shower, locker room and actually walls inside. Certainly, if there's somebody that can give us something that's suitable, you know, for 30,000, I'll take five of them actually, but not to make fun of it. I...we have done a few of these when I was in Wastewater, we bought a few, you know, the prices have gone up but don't underestimate the difference in cost getting it to Hana and getting, you know, the crew to actually make these trailers up and put them together out there and get 'em out there. It does add to it. I would say, you know, this would be a very competitive number that I put here, but certainly can appreciate and we know Council supports our guys wanting to get it so we definitely know that. It...it's not our intention to try to build some kind of Shangri La out there at all. And it does, I'm sorry, yeah, it does get

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bid out. Thank you, Sage. It does get competitively bid out. You know, we get the plans and specs put together any way we can and if we can save money doing that, but it does go out to competitive bid. Hawaii Modular does the lion's share of the work in the islands and they, you know, there's not tons of bidders that come out, maybe two or three but it is competitive.

CHAIR RAWLINS-FERNANDEZ: Okay. That's good to hear because 265,000 is a price of a like a two-bedroom house, so and this is just a office trailer. Member Sugimura, this is going to be your second time?

COUNCILMEMBER SUGIMURA: Yes.

CHAIR RAWLINS-FERNANDEZ: Can you please make it brief?

COUNCILMEMBER SUGIMURA: As brief as I can.

CHAIR RAWLINS-FERNANDEZ: Mahalo.

COUNCILMEMBER SUGIMURA: Thank you. So, thank you for providing your spreadsheet and I wanted to go over the revisits since they're here. I know that discussions came up regarding some of the revisits were connected to Anaergia contract and questions came up, are we doing the work that Anaergia is supposed to do? And on your first sheet, the litter screen drainage. Is that something that is operations you need or is it Anaergia is supposed to do that?

CHAIR RAWLINS-FERNANDEZ: Member Sugimura, you said you were going to be brief.

COUNCILMEMBER SUGIMURA: Oh, okay. But they can tell us...okay, can he just say yes or no Anaergia related for these or is it operations? 'Cause I think that was why we had all these revisits if I remember.

CHAIR RAWLINS-FERNANDEZ: I think we discussed that with the contracts in Committee.

COUNCILMEMBER SUGIMURA: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Sugimura. Okay, that was the only question was regarding the CML and Anaergia?

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo.

COUNCILMEMBER SUGIMURA: I just wanted to know the connections.

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CHAIR RAWLINS-FERNANDEZ: Okay. Member Molina?

COUNCILMEMBER MOLINA: Thank you, Madam Chair. And I respect your time 'cause I know we kept Mr. Ratte up there a long time. But regarding your handout with the expansion positions for the labor, it mentions in here these positions will replace the current contracted litter control crew currently, under civil service exemption and temporary union understanding. The...one, who was the people that are currently doing this work and why? Was it because of work performance or they weren't getting, you know, you want to replace these folks that are under contract?

MR. RATTE: Yeah, real briefly.

COUNCILMEMBER MOLINA: Condensed version in your response.

MR. RATTE: Sure. Yeah, we definitely got to, at the end of every day we got to handle all the litter, no flagging up out of the trash, nothing on the fence or across the road. We need about six staff to do that. PWC is currently contracted out to do it for us. We want to address, you know, some legalities with the Kono decision and whatnot so this is something that we want to do from a compliance and legal perspective in general.

COUNCILMEMBER MOLINA: Okay. But as far as the performance from PWC, were there concerns?

MR. RATTE: No.

COUNCILMEMBER MOLINA: Okay. So, just more to be in compliance with the...

MR. RATTE: Correct.

COUNCILMEMBER MOLINA: Okay. And lastly, the \$3, since the \$3 fee has been enacted on residence for dumping, has there been any reports of increased dumping? Because, you know, you have people out there who don't want to pay a dollar and what they'll do is they just go dump, throw their rubbish illegally. Has there been an increase in that?

MR. RATTE: You know, I'm happy to say that there wasn't appreciable increase at all. We looked at that pretty closely when we added that. I think it was, you know, discussed and people were fearful of that, but our hope is and that with the help of our sister division EP&S we're trying to, you know, teach the community about environmental requirements and needs and how that's important to each and every one of us and how you got to, you know, take care of the island each and every one of us. So, I think that the fear of people wanting to dump in the gulches, I think, although, you know, it certainly can and does happen I don't think that it happens nearly as much as we would have feared that it would and I think that that knowledge and information is getting out there better. So, we didn't have, you know, a whole lot of extra out there. I mean, up Haleakala Highway has always been almost worse than even Pulehu Road

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by the landfill, so a lot of that is people just not securing their load. So, if I can put a plug for that is everybody please, when you're going to the landfill, cover your trucks, you know, especially driving around where it's so windy here. That stuff is just blowing all over the place and it's not people littering so much on purpose, it's just they're not securing their load.

COUNCILMEMBER MOLINA: Sure. Oh, good. That's good to hear.

MR. RATTE: Thank you.

COUNCILMEMBER MOLINA: Thank you, Mr. Ratte. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Okay, seeing no additional questions, mahalo nui for answering all of our questions, Mr. Ratte.

MR. RATTE: Thank you so much, Chair. Thank you, Councilmembers.

MR. KIYONAGA: Thank you, Council.

CHAIR RAWLINS-FERNANDEZ: Mahalo and nice to meet you, Sage. Okay, Mr. Krueger?

MR. KRUEGER: Chair, we currently don't have anyone signed up to testify, but I believe Jasee Lau wishes to testify.

CHAIR RAWLINS-FERNANDEZ: Mr. Lau, will you please identify yourself for the record?

MR. LAU: For the record, this is Jasee Lau from Kula. Hey, when I got here to Maui five years ago I was like shocked and disappointed that they didn't, we weren't the best in the world at like recycle. Recycling is kind of like a generic term now. But I wondered if some of you would be willing to go to Germany or Japan with Mr. Sinenci the Environmental Chair and our Waste Management people. 'Cause I heard that they do a like outstanding job of not having a landfill. Thank you for your time.

COUNCILMEMBER SINENCI: I'll go to Japan. Sure.

CHAIR RAWLINS-FERNANDEZ: Site visit.

COUNCILMEMBER SINENCI: Sayonara.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo for your testimony, Mr. Lau. Okay, Members, it is 10:30, time for our morning break. Oh, I'm so sorry. Mahalo for the reminder Mr. Krueger. Members...Mr. Krueger, did you check, did you hear from our District Offices if there are any testifiers there?

MR. KRUEGER: Chair, I have not received any notification from the District Offices as to whether they have any more testifiers.

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CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Krueger. Okay, Members, if there aren't any objections, I'll now close public testimony.

COUNCILMEMBERS: No objections.

. . .END OF PUBLIC TESTIMONY. . .

CHAIR RAWLINS-FERNANDEZ: Mahalo. Okay, public testimony is now closed. Okay. So, it's 10:30, we can take our break and then when we come back then we're going to get a lot of work done. Yeah, okay. So, if there aren't any objections...

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: We did. We did we did get a lot of work done, but we're still behind. Okay, okay. So, it's 10:31 on April 25th, the Economic Development...oh, I'm sorry, ten minutes, yeah. Please be back in your seats by 10:41. The Economic Development and Budget Committee is now in recess. . . .*(gavel)*. . .

RECESS: 10:31 a.m.

RECONVENE: 10:51 a.m.

CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Will the Economic Development and Budget Committee please return to order. It is 10:51 on April 25th.

**ITEM 1: PROPOSED FISCAL YEAR 2020 BUDGET FOR THE COUNTY
OF MAUI (CC 19-61)**

CHAIR RAWLINS-FERNANDEZ: Okay, Members, today we will finish our review of the remaining revisits in the Fiscal Year 2020 Budget Bill, Section 3, departments' operating budget. After we complete the bill, we will move into Appendix B, Rates and Fees, which will include a vote on the fuel tax resolution and the RPT rates. Without objection, when we arrive at the RPT section within Appendix B 'cause it's like on Page 7 or something we will skip over that and save that discussion for the end of the appendix so we can move through the bulk of the appendix more expeditiously. Today is a catch-up day since we're a bit behind schedule at the moment. We must complete our review of Appendix B and Appendix A Part II, Special Purpose Revenue Funds to get back on track. After review of Appendix B and Appendix A Part II, we have a handful of bills to make decisions on as well. If we can get to some of those as well, we will be ahead of schedule and the goal is to complete everything by or on Friday. If that happens, I am proposing a tentative three-day weekend with Monday off as incentive for the Members to work diligently and self-police expansive commentary and lengthy discussion, which delays decision making and timely work completion. As a backup to our three-day weekend incentive, I have granted proxy to Member Molina to be our Committee filibuster mitigation police for today's business.

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COUNCILMEMBER MOLINA: . . .*(inaudible)*. . .

COUNCILMEMBER LEE: . . .*(inaudible)*. . .

COUNCILMEMBER KAMA: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: So, Members, we have 15 revisits. I'd like to finish all 15 by lunch. If we finish before 12:00, I'd like to take our lunch break early and see if Members would be willing to come back at 1:00 and that way we'll have time to complete Appendix B and Appendix A Part II, so that our Staff can get everything ready for us by 10:30 tomorrow morning. I know it's ambitious, but I know we can do it especially with our police here.

COUNCILMEMBER LEE: Who you gonna call?

CHAIR RAWLINS-FERNANDEZ: Member Molina. Okay. Any questions? Okay, great. Okay. We'll start on Page 28 of the Budget Bill, additional revisits, we'll complete those first and then we'll go back to Page 2 and we'll take revisits in that order from Page 2 to Page 28. Okay. Okay, so additional revisits, reduce all premium pay back to Fiscal Year '19 amount and that was a proposal from my top five concerns. I think we addressed a lot of the premium pay as we went through the departments and got an explanation of those and I would be happy to withdraw that proposal. Chair King?

VICE-CHAIR KING: Okay. I didn't know you were going to withdraw. I was just going to ask you --

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

VICE-CHAIR KING: --what the savings would be if we did that. But if, you're going to withdraw that's fine.

CHAIR RAWLINS-FERNANDEZ: Yeah. Okay. Any objections?

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay. One down. Okay, 14. Okay, raise fees to recover 25 percent of actual cost, okay, that belongs in fees, rates and fees. Okay, next put a cap on administrative overhead. I'd like to refer that to my Committee. Any objections?

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay. One more down, we're at 13. Okay, vacant positions to implement deadlines to fill them; come to Council for extensions of delays for better oversight, freeze salaries for vacant positions so they can't be used for overtime or premium pay; funds lapse to General Fund if not filled by deadline, so that was also

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one of my top five concerns. So, that's the proposal to implement deadlines on the vacant positions so they have to fill them in one year's time.

COUNCILMEMBER KAMA: Chair?

CHAIR RAWLINS-FERNANDEZ: Member Kama and then Member Lee.

COUNCILMEMBER KAMA: Thank you. So, you know, in the Department of Police in the dispatch that has been such a difficult area to recruit and they've been for years and years and years trying to recruit and they haven't had much success but they are short, I think, 18 positions and it's been like that for a long time. So, is that...do you want to include them in this or would you exclude them from this? Because of the, I think, the people that they are looking for, the kind of people just aren't out there, so I'm not sure what we can do about if we even should put a cap on that or if we should do something aside.

CHAIR RAWLINS-FERNANDEZ: So, I'm open to discussion.

COUNCILMEMBER KAMA: Okay.

CHAIR RAWLINS-FERNANDEZ: The purpose for this proposal is to reduce the amount of dipping into these vacant positions that was, you know, the funding was allocated for those specific positions and then it's, you know, transferred to other positions or for premium pay. And so it's just to, kind of, you know, stop that practice, and so I...it wasn't any specific departments per se.

COUNCILMEMBER KAMA: But I do know that in that particular Department that they end up having to offer incentives to the dispatchers so that they will continue to work overtime, that they will come in on their day off that will, you know, because they're so short, so I'm not sure how to, how we can deal with that. And that's I'm just putting that out. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Member Lee and then Member Paltin.

COUNCILMEMBER LEE: Madam Chair, I'm thinking, let's see, you know, Member Kama brings up a good point because this has been ongoing for decades. It's really hard to not give the, those members of the Police Department overtime. So, I mean, you could proviso it and say on the, on those, for the vacant positions you can proviso it. They are not to be used for overtime or premium pay unless approved by the Council or something to that effect, so if they come back to us, yeah, for approval and, you know, if this is happening on an ongoing basis, I'm sure the, the Police Chief can anticipate in advance, you know, how much he wants to ask of the Council.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Paltin and then Chair King.

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COUNCILMEMBER PALTIN: I would like to suggest, I guess, an amendment to the proposal. One of the communications from Personnel, I think, gave us a list of positions that are under continuous recruitment and, generally, if they're under continuous recruitment it's because of that situation where they can't find enough people that are qualified, so maybe put an exemption or exclusion for those positions that are under continuous recruitment. If we make it so that they need to come before us to use vacant positions for overtime, usually, the reason why they would have to do overtime if there is a vacant position is because they're vacant, somebody else, somebody has to pick up the slack of the work that's not being done by that vacant position. So, maybe the guys that are under continuous recruitment can be excluded from this.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. So, you're speaking to the one year deadline and the not to be used for overtime and premium pay without approval?

COUNCILMEMBER PALTIN: Yeah. That not to be used...I guess, you know, if it's a continuous recruitment position it would be more likely that they would need to use overtime just to get the work done, otherwise it won't get done and in the emergency response business it kind of got to get done.

CHAIR RAWLINS-FERNANDEZ: Right, which is why they allocated funding for premium pay. Chair King and then Member Hokama.

VICE-CHAIR KING: Okay, thank you. I'm glad we're kind of discussing this, but I do think that the point was that they don't use the money for these positions for premium pay because they already have premium pay in their budget, so I'm not sure what the deadline would be if it's one or two or three years. But one of the, I think one of the things that that if we did something like this, I think it would help us also identify what are the issues with not being able to recruit because I meant meet periodically with our guys up at our police station in South Maui and one of the things they shared with me is it's really hard to recruit in the police, for the police because we extended...at one point we extended the number of years to get vested for your benefits and then they're competing with other states that have a shorter period, so why would you come to Hawaii, why would you work in Hawaii as a police person when you have to, it takes 30 years to get fully vested when you could go to Washington State and it only takes 20 years to get vested. So, there's some of these issues that are making it harder to recruit, but I think that, you know, I think we did something like this we might be able to start identifying these positions that are, you know, vacant for two or three years. 'Cause I think the continual posting for some of these, it doesn't mean that a particular position is a vacant for all those years it just means that there's a lot of different positions that have to continually get filled. So, if there was a deadline that was like three years that they had to fill it, then we might be able to identify what the issues are with recruiting for those departments because sometimes we're just not, if you look at across the, you know, even in the western states we may just not be competitive enough to get people to fill those positions. And it's not part of the fault of the department because...but it is frustrating because we're training people in our academy and then they get, they graduate and then they go work for state that has better benefits so that's what I think we're seeing as well in the Police Department. So

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yeah, I mean, I think this is a really good discussion. I will just wait to see what the Members want to support. Thanks.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. I agree and I'd also add that from what I heard from departments that sometimes the salary is also too low to attract qualified applicants, and so I'd like the departments to discuss that with us so that if we need to increase, you know, the pay for that position or, you know, to figure out really why these positions are vacant --

VICE-CHAIR KING: Right.

CHAIR RAWLINS-FERNANDEZ: --and then that way we can adequately address that. So, in spirit of expediency I'm open to amending the proposal to not add the deadline and to just for the proviso to say not to be used for overtime or premium pay without approval. So, we'll speak to that. Member Hokama?

COUNCILMEMBER HOKAMA: Chair, thank you for that consideration. My thing would be a suggestion quickly in two parts. First, refer this general subject that we're talking about right now back to the appropriate committee, it'll be yours because, I believe, we need to find some language and then place it as a general budget provision in the Budget document itself, so this can apply to other components. Secondly, temporarily, I agree we need to help the Chief with recruitment, that's one of his concerns, so still keep the positions in the Budget as requested. I would withhold an appropriate amount of A Account or salary for those positions and make the appropriate adjustment in appropriate Countywide account so that if and when the Chief needs to fill those positions we can do the appropriate transfer. But that's the only way we can quickly deal with the premium pay concern and still allow the Chief to go and recruit positions that we want him to fill. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Okay. Okay, not Member Sugimura.

COUNCILMEMBER SUGIMURA: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Okay. I'm willing to send this to committee for further discussion for the best language. Okay. And then...so one more down. Okay. And the last one is writing an ordinance so that's...

VICE-CHAIR KING: Yeah. Chair, can I just speak to that why it's in here?

CHAIR RAWLINS-FERNANDEZ: Okay. Really quickly.

VICE-CHAIR KING: Okay. And I just kind of want to make the point that we want to start this advisory committee in South Maui and we want it to be meaningful so at some point it's going to need the ordinance to make it official, but I also don't know at what point if we can get funding and, you know, I was looking at something similar to Mr. Hokama's Water Advisory Board which is 15,000. I just put it in here because I

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don't know what point we want to...if that passes how we can put that money in like mid-term or mid-year if we can move ahead with it, so just something to think about in the future. But well, the ordinance would go to the Planning Committee, I believe, when we get it proposed.

CHAIR RAWLINS-FERNANDEZ: Okay. So there's no proposal on that?

VICE-CHAIR KING: So, there's, no nothing right now.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: But just hopefully next year.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Chair King. Okay, now we'll go to Page 2 and the first revisit is under the Office of Council Services to the Councilmember accounts. Chair King?

VICE-CHAIR KING: Thank you, Chair. Yeah, I got, this revisit actually happened after I got the report from the Councilmembers on what they're planning to spend on their, out of their own office budgets in the A, B and, C Account and I noticed several C Accounts were zeroed out and one B Account was zeroed out. And so, I think it's really important that the Council, that every Council Budget at least has some money in there for travel. It has to be charged to the account...the Councilmember's office account. And so, I wanted to propose to add another \$5,000 to each account, each of the nine accounts, which would be 45,000. But I think we can do it out of the existing, I think, we just move it from the Auditor Program over to the Council Budgets. So, if everybody's amenable to that I think that would give a little more cushion, because I appreciate that Councilmembers are trying to pay their staff members a living wage and the fact that they make in some cases less than, you know, staff at OCS and other staff that we see. So, if the Councilmembers are amenable it's not going to add any additional, it'll just move 45,000 over to the Council Budgets.

COUNCILMEMBER SUGIMURA: Thank you.

COUNCILMEMBER LEE: Move to approve.

COUNCILMEMBER SINENCI: Second.

CHAIR RAWLINS-FERNANDEZ: Motion by Member Lee, second by Member Sinenci. All those in favor?

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay, motion passes unanimously.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: Good job, Members. We're doing really good.

VICE-CHAIR KING: Chair, if I could just ask Councilmembers as soon as possible to redo their form and add that other 5,000 in so that we know going forward your A, B, and C Account.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King.

VICE-CHAIR KING: You're welcome.

CHAIR RAWLINS-FERNANDEZ: Okay. On Page 4, that's my revisit, Solid Waste. Okay. So, we're going to, for the...so, this is going to be a two-part proposal, 'cause we talked about adding three E/Ps, one operator and one laborer and reducing the contract for green waste. The total contract is \$192,000, but since this will be something new the Department will need time to hire the three new E/Ps and so, therefore, we would need to have the contractor continue to manage the green waste until the three E/Ps would be, positions would be filled. So the total of the contract is 192,000. So for six months it will be 96,000 and that's actually on Page 5, under EP&S, and so that's under Category B Operations 7,546,882 minus 96,000, and the new total is 7,450,882, and then one operator and two laborers. Oh, shoot, I don't know where I put it. Ms. Yoshimura, do you have the numbers in front of you for those E/P positions? Sorry, I don't...it's buried somewhere.

VICE-CHAIR KING: And then, Chair, are those positions for eight months or...

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CHAIR RAWLINS-FERNANDEZ: Okay. Also in EP&S the 96,000 that we would be reducing the operations by would help to bring us to a balance for the additions by Member Paltin for the Go Green West Maui recycling and the grant to Community Workday for Malama Maui Nui. Okay. Okay. The next revisit is on Page 14, and that is on, under Department of Liquor Control Liquor Fund and this is Member Sugimura. The 25,000 to rewrite admin rules for clarity and consistency, and so we understand that the staff writes the rules. So, did you want to delete that?

COUNCILMEMBER SUGIMURA: I'd actually like to keep it in if I could and the \$25,000 with the deletion of some of the personnel to take some of the savings from the A Account and use it towards this 25,000.

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Are we proposing that we hire professional services for this --

COUNCILMEMBER SUGIMURA: Yes, outside.

VICE-CHAIR KING: --because, yeah, because why wouldn't the existing admin people write this?

COUNCILMEMBER SUGIMURA: Just out of observation it hasn't been done and we have the liquor audit that, you know, suggested some of this and I would just like to assist the Department with maybe moving some of the items forward that were brought up and --

VICE-CHAIR KING: Can we just proviso it?

COUNCILMEMBER SUGIMURA: --and encourage them. Well, we...

VICE-CHAIR KING: I actually...and the reason why I say that is because, you know, our new OCS Director, Traci Fujita, used to work in the Liquor Department. She actually wrote a handbook while she was there, they just didn't use it.

COUNCILMEMBER SUGIMURA: Right. So, it's...

VICE-CHAIR KING: They can do it, I mean, they have the manpower to do it.

COUNCILMEMBER SUGIMURA: So, since Traci's not there, I think that...I'm not too sure why but she did mention to me that she did write it. It's been a few years since she was there and she doesn't have it, of course, you know, what she wrote and it didn't get implemented. So, I think it takes a will of many people in the structure and I think now we have a new Commission Chair for the Liquor Commission, and I hope that he will take some of the things that were recommended in the audit. I know that Member Molina is going to take the audit up in his Committee, but one of the things

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that I think is causing may be some confusion amongst staff in terms of implementation of the liquor rules with what we heard in the past year from the public. If we could get...that's why I wanted to do this, put this into offer may be a way for it to get done if the staff is too busy to do it, and I wish, you know, if Traci was there, of course, now she's with us, but if Traci was there and she did it when she was a deputy but it never got implemented and by now it needs to be updated anyway with the amount of time that has passed. I would like to ask the Members, you know, I highly encourage that this gets done because the audit is basically a vehicle, a tool that can help direct the Department if they will take it upon themselves. And I think this 25, I did ask an attorney who does a lot of work with the Liquor Department and the Commission for what, you know, what the fee could possibly be so that's where I got the 25,000, and I think it's really needed. I really do, but it's up to the will of this body.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Member Molina?

COUNCILMEMBER MOLINA: Thank you, Madam Chair. I appreciate what Member Sugimura is doing, but, honestly, I have some reservations about leaving this proviso in because we've seen firsthand the Commission didn't even bother to look at the audit. So, maybe with under a new chairmanship and I don't know where the Director is on it as well but, you know, I would like to support this if there's a commitment from this Commission to look at the audit that was initiated ironically by Ms. Sugimura and it was due to the public's outcry with this Department. So, I know we want to try and assist, but as Chairman King said there was, you know, Ms. Fujita who was there as a former deputy had written up some rules. So, I don't know why at this point we would want to assist. I would be likely to support this if the Commission had shown some confidence in looking at the audit and not just the Director, the Corporation Counsel, and the former chairman of the Commission. So, it's still the way I see it, I don't know and give them the benefit of doubt. I'd like to, you know, have some optimism and confidence in this Commission and Department. So, if I could ask Ms. Sugimura, have you spoken to the Liquor Director about this proposal that you have?

COUNCILMEMBER SUGIMURA: I actually...

CHAIR RAWLINS-FERNANDEZ: Ms. Sugimura?

COUNCILMEMBER SUGIMURA: Oh, thank you. I actually had a brief conversation with the new Chair. At that time he was the vice-chair and I was saying that, you know, I hope that you do get and we have this audit that we did --

VICE-CHAIR KING: Chair?

COUNCILMEMBER SUGIMURA: --and I think he was interested in looking at it, and you know, looking at what it says. I think at that point he hadn't seen it. But I am very hopeful, Mr. Molina, that we'll go in the right direction, you know. I think there's been

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a voice, a cry from the community, the licensees, and I think that, you know, it's something that we should not be talking so long about this, yeah.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura, for self-policing.

COUNCILMEMBER SUGIMURA: Yeah, self-policing.

COUNCILMEMBER MOLINA: Thank you for the policing.

COUNCILMEMBER SUGIMURA: But anyway, I really would like to put this in and with the cuts that, you know, Mr. Molina made that there is some funds that maybe we could, you know, use this from so that it wouldn't be an added cost and I would like to encourage, and let's vote on it. I mean, if you guys think that it's not good, then so be it, that's fine.

CHAIR RAWLINS-FERNANDEZ: Chair King and then Member Kama.

VICE-CHAIR KING: Yeah, I would think we should, I think we should put the proviso into operations but not put extra money in there because if they're supposed to do this why should we give them extra money to do what should be their job? But the other thing about 'cause I've been involved in writing these kinds of handbooks and it's going to be a lot more meaningful if it comes from the Director. You got an outside entity coming in and writing your handbook, no one's going to read it, no one's going to listen to it, no one's going to pay attention to it. It really has to come from within to be meaningful, to be a document that they're actually going to follow. I really believe that. So, I would be perfectly willing to just put the proviso in there that they do this as part of their operations without putting extra money in for, I mean, this is part of the job of being the administrator, so let's make him do his job if he's not going to do it. But, you know, I appreciate as much as anybody that audit that was done. And I think you're right, they probably didn't read it because...I think a lot of people didn't read it. But if they had been, you know, a major part of writing that report, I think, they would have known what was in it. So, that's my input that, you know, let's put the proviso in for the action under the existing Budget.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. Member Kama?

COUNCILMEMBER KAMA: Thank you, Chair. I kind of find it really difficult that we have to tell a County agency that they need to write their administrative rules. I mean, I always assumed that when you're an agency or even a nonprofit entity that you need to write your own admin rules, so we all know where we're going and how we're going to get there and anybody else that comes on board can follow our lead. So, if we don't have admin rules, who's leading the charge and where they going and what they going do when they get to wherever it is they're going? And I find it difficult to have to tell somebody this is what you got to do 'cause I don't think that's the Council's job. I think that's the Mayor's job, so maybe we should be sending a resolution to the Mayor urging him to be able to encourage his Liquor Commission to help us to help them to

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write their administrative rules. It's just something I'm just throwing out there too. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Shall we make a motion, and then I'll give you the opportunity to speak, Member Sugimura --

COUNCILMEMBER SUGIMURA: Yes.

CHAIR RAWLINS-FERNANDEZ: --or is it going to be real quick? Okay. You were good at self-policing, so.

COUNCILMEMBER SUGIMURA: Yeah, yeah right. The biggest violator. But I just want you to know that I'm not saying that they don't have administrative rules. It needs to be updated, you know. So, I'm sorry if I led you to believe that they're kind of running amuck but they're not.

COUNCILMEMBER KAMA: They're not running amuck?

COUNCILMEMBER SUGIMURA: They're not. And I just want to say there's a lot of employees who work really hard. They take their job very seriously. So, don't get me wrong, but I'm just on this roll where I still hear, I go shopping and people talk to me about the audit, you know. That they're glad that it was done, but what is happening, is the question I get, so therefore, I thought, okay, Traci's not there and maybe this is the next step. So, I'm asking you to do the next step, and I'd like to make a motion to use the \$25,000 to assist in updating the rules of the Liquor Control Commission.

COUNCILMEMBER KAMA: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion to the 25,000 in Operations from Salaries so from A Account to B Account for updating the administrative rules for the Liquor Commission. Seconded by Member Kama. Member Lee?

COUNCILMEMBER LEE: I was going to say the same thing and then refer the matter to committee for oversight and monitoring.

CHAIR RAWLINS-FERNANDEZ: I think Member Molina has it in his Committee.

COUNCILMEMBER MOLINA: Yes, Madam Chair. I do have the audit in Committee and I'm willing to look at that option preferably --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: --you know, whatever the will of this body.

CHAIR RAWLINS-FERNANDEZ: But, Member Lee, did you specifically want the item of updating administrative rules, I mean, I guess that would fall under the audit's recommendations, yeah.

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COUNCILMEMBER LEE: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: Thanks.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Lee. Okay. So, we have the motion on the floor. Any more discussion?

VICE-CHAIR KING: What is the motion?

CHAIR RAWLINS-FERNANDEZ: The motion is to transfer the 25,000 from Category A Salaries to Category B Operations for the update of the administrative rules to the Liquor Commission.

VICE-CHAIR KING: Okay, so we're not adding anymore?

COUNCILMEMBER SUGIMURA: No.

VICE-CHAIR KING: Oh, okay. I thought we were trying to add 25,000. Okay. I'll support that.

COUNCILMEMBER LEE: Our understanding is it's a proviso...

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: Our understanding is it's a proviso in the professional account.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Sugimura, will you clarify your motion?

COUNCILMEMBER SUGIMURA: So, I look for guidance then, 'cause I just want you make sure that funds is available and it's an option. It is as, you know, we cannot ask...we cannot force the Department to do it, but if it is something that is available and if there's available funds to make it happen, then I just wanted to, you know, make it easier. Whereas if it...provisos that can be done and it could be done all this time and hasn't been done, then maybe that 25,000 will help it if an RFP could be put out.

CHAIR RAWLINS-FERNANDEZ: Member Molina, do you have the amount? We defunded three positions.

COUNCILMEMBER MOLINA: Yeah, I believe it was 27,000 from the airfare and 23,000 from the non-reportable per diem, total of 50,000.

CHAIR RAWLINS-FERNANDEZ: Okay, but for the salaries, the three positions.

COUNCILMEMBER MOLINA: The...I'm sorry?

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CHAIR RAWLINS-FERNANDEZ: The three positions we defunded.

COUNCILMEMBER MOLINA: Yeah, that was 137,600, if I recall, for those three positions.

CHAIR RAWLINS-FERNANDEZ: Ms. Espeleta?

MS. ESPELETA: Madam Chair, the amount we have is 137,760.

VICE-CHAIR KING: From salaries?

CHAIR RAWLINS-FERNANDEZ: From salaries for the three positions that we...

COUNCILMEMBER MOLINA: From not...defunding those three positions...yeah.

CHAIR RAWLINS-FERNANDEZ: Yeah. Member Lee?

COUNCILMEMBER LEE: This is directed to Councilmember Yukimura [sic].

COUNCILMEMBER SUGIMURA: Yukimura?

COUNCILMEMBER LEE: You see, I'm going loopy.

CHAIR RAWLINS-FERNANDEZ: She's being expeditious.

COUNCILMEMBER SUGIMURA: This is JoAnn speaking, yes.

COUNCILMEMBER LEE: Okay. Sorry about that, but anyway I'm thinking...

COUNCILMEMBER SUGIMURA: She's not serious.

COUNCILMEMBER LEE: Councilmember? Okay, I know you feel very...I don't...I hate that word passionate, very strongly about this and because a lot of people use that word as an excuse. But so I know you use, I mean that you feel strongly about this, but I'm thinking that if we proviso the Professional Services it would be more meaningful than if you put an additional \$25,000 in that account and they don't use it. They don't use it for the purpose and they don't have to, I mean, they don't have to spend that. But what if, you know, we put it in their professional account and they need the money in their professional account? You see what I'm saying? It kind of forces them to pay attention to because we have a lock on that for \$25,000.

COUNCILMEMBER SUGIMURA: Political strategy.

COUNCILMEMBER LEE: Yes.

COUNCILMEMBER SUGIMURA: Point well taken. Your years of experience is appreciated.

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COUNCILMEMBER LEE: Thanks.

CHAIR RAWLINS-FERNANDEZ: Okay. So, is that an amendment to the motion?

COUNCILMEMBER LEE: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay. So, I'm going to clarify the amendment and we'll vote on that first, and then we'll vote on the main motion. Okay, so, Member Lee, your motion was to...

COUNCILMEMBER LEE: Move to require the audit, not the audit, but the administrative rules provisoed in the Professional Services account.

COUNCILMEMBER SINENCI: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Move and seconded by Member Lee and Member Sinenci, but just clarification...

COUNCILMEMBER LEE: Wait, wait. Is that the right account?

CHAIR RAWLINS-FERNANDEZ: Just clarification, so was it to move the 25,000 from A Account to B Account and then to put it into Professional Services --

COUNCILMEMBER LEE: No.

CHAIR RAWLINS-FERNANDEZ: --put...no? Oh, okay. Just proviso?

COUNCILMEMBER LEE: I was trying to figure out a way. Yeah, just proviso.

CHAIR RAWLINS-FERNANDEZ: Just proviso. Okay.

COUNCILMEMBER LEE: Can I do that? Why are you frowning at me?

MR. UEOKA: That's just the look on my face all week.

CHAIR RAWLINS-FERNANDEZ: His resting face.

MR. UEOKA: I guess the word...you used the word "require."

COUNCILMEMBER LEE: Oh, did I?

MR. UEOKA: You used the word "require," so that was my only question. I believe you just wanted to proviso that \$25,000 from this account shall be utilized for an audit.

COUNCILMEMBER LEE: Yeah, isn't "shall" require?

MR. UEOKA: Well, no.

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COUNCILMEMBER LEE: Okay.

MR. UEOKA: It still doesn't require that they do it, but if it, if that \$25,000 is going to be used it will only be used for the audit --

COUNCILMEMBER LEE: Okay.

MR. UEOKA: --that's what the "shall" means in that case. But if you say you're requiring an audit, that's a lot different.

COUNCILMEMBER LEE: Alright. Whatever you say.

MR. UEOKA: And that I wouldn't like. Thank you.

COUNCILMEMBER LEE: Alright.

VICE-CHAIR KING: Chair?

MR. UEOKA: Oh, I'm sorry, admin rules, my bad. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo for that correction.

VICE-CHAIR KING: So, I'm just wondering...oh.

CHAIR RAWLINS-FERNANDEZ: Member Lee...

VICE-CHAIR KING: Are you done?

COUNCILMEMBER LEE: I thought I'm finished --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: --using his, you know, correction.

CHAIR RAWLINS-FERNANDEZ: Okay, alright. So, that's the motion on the floor.

VICE-CHAIR KING: Okay. I have a question about the motion.

CHAIR RAWLINS-FERNANDEZ: Discussion? Chair King?

VICE-CHAIR KING: Yeah. So, if they decide that they are going to go ahead and write the administrative rules themselves does that mean --

CHAIR RAWLINS-FERNANDEZ: Update the rules.

VICE-CHAIR KING: --there still...what?

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CHAIR RAWLINS-FERNANDEZ: Update.

VICE-CHAIR KING: Update the administrative rules themselves --

CHAIR RAWLINS-FERNANDEZ: Existing rules, yeah.

VICE-CHAIR KING: --then there's 25,000 Professional Services that they can't use, because we said that you have to use that 25,000 so --

CHAIR RAWLINS-FERNANDEZ: That's correct.

VICE-CHAIR KING: --that's my concern is I would rather see them do that update themselves because somebody else professional did the audit, they didn't read it, apparently, because they don't know the recommendations in there. So, if someone else does the administrative rules, are they going to read it? Are they going to put it into action? Maybe not, but I just want to...I would like to see the administration write the administrative rules, otherwise, are we going to give every department \$25,000 to write their administrative rules or, you know, most departments do that as part of their job.

CHAIR RAWLINS-FERNANDEZ: Just for clarification, Member Lee wasn't adding 25,000. She was only doing a proviso.

VICE-CHAIR KING: No, no, but you're requiring professional services to do it, so that means it has to be somebody outside of...

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: So, that's what I'm concerned about. If they, if we can get them to do it through the administrative...administration, which is what they should be doing, then they now they've got 25,000 of professional services that they can't use for something else.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Chair King.

COUNCILMEMBER LEE: You were borderline too long.

VICE-CHAIR KING: Yeah. I was trying to be really clear.

COUNCILMEMBER LEE: Okay. Alright. So, I was trying to ask Michelle during the exchange, which account should be provisoed. Rather than say Professional Services is it better to say B Account?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

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MS. YOSHIMURA: Chair, your B Account or your...is for operations. That's where your professional services would be.

COUNCILMEMBER LEE: Okay. So, everybody, is it better to say we are going to proviso the B Account for a update of the administrative rules? What's the verbiage do we need?

UNIDENTIFIED SPEAKER: Require.

COUNCILMEMBER LEE: No, we can't use require.

CHAIR RAWLINS-FERNANDEZ: Member...

COUNCILMEMBER LEE: How about we...everybody knows the intent.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: Let Staff figure out the language.

CHAIR RAWLINS-FERNANDEZ: Member Hokama, then member Molina.

COUNCILMEMBER HOKAMA: What if we just proviso, provide, put in a proviso in this section and just say the Department of Liquor Commission submit a updated admin rules for the Department by January 31, 2021?

CHAIR RAWLINS-FERNANDEZ: Okay. While Mr. Ueoka is checking on that, Member Molina?

COUNCILMEMBER MOLINA: Yeah. I think Member Hokama has a good suggestion. What I was going to just offer as far as the verbiage was just proviso 25,000 from the B Account for, I guess, for professional services for, to do admin rules, something along those lines. So just proviso, simply put, proviso 25,000 from B Account.

CHAIR RAWLINS-FERNANDEZ: Okay. Mr. Ueoka?

MR. UEOKA: Thank you, Chair. Just a reminder to the Council while we're doing this, the proviso power comes from the Charter and it's, you know, it's placing a condition, limitation, restriction to be controlled by the Council with respect to the disbursement of any appropriation. It shall be set forth in the Capital or Budget Program. So, by just putting stuff in and not locking up the disbursement of an appropriation that's where we might run afoul of the Charter, so just be conscientious of that when deciding how the proviso will work. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Ueoka. Member Sugimura and then Member Lee.

COUNCILMEMBER SUGIMURA: So, checking Liquor Department Professional Services, there's 20,000 in there so not even 25.

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CHAIR RAWLINS-FERNANDEZ: Yeah. I think we talked about that last night, too.

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: So, I don't know how we would, you know, that's where the A Account idea came from, but it's totally up to this body if you think that just the proviso itself is going to be good and maybe put that deadline, you know, if that's what's going to help.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Member Lee?

COUNCILMEMBER LEE: Okay. Ms. Sugimura, we, we're not trying to help them get more money. What we're trying to do is encourage them, actually, to do it themselves and that way they don't have to expend the \$20,000 or any of their monies. We just want to proviso that account. They could use it, but they don't have to use it. But we are at the same time, I don't know how you use another word other than "require," but saying you need to update your rules, you know, and I'm not clear what the verbiage should be and that's why we hired you, Jeff. What's the verbiage?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: I guess, I still don't understand what you guys are really trying to do here. If you want to put the money in to, and lock it up an extra \$25,000 you can add the money in and say provided that 25,000 shall be for an update on the administrative rules. If you just want to lock up the existing, you say the same thing, not add the money in. I don't recommend you just say provided that you lock up the whole B Account. So, the verbiage is very dependent on what you really want to do and I'm unclear. There's three different things floating around right now.

COUNCILMEMBER LEE: Well, okay. Again, I think the body would be satisfied with a proviso on the B Account without adding any additional money. It turns out that according to somebody down there there's \$20,000 in that account. Okay.

COUNCILMEMBER SUGIMURA: What? It's in the Details.

COUNCILMEMBER LEE: Oh, Professional Services.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you, Chair. So, you're doing the B Account, you're not doing the...you guys aren't provisoing the line item in the Details, you're doing the B Account. So, from what I can tell there's more than \$25,000 in the B Account.

COUNCILMEMBER LEE: Okay.

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MR. UEOKA: Whether or not the other unintended consequences of locking up \$25,000 on an account, I'm unaware. That's, I guess, Liquor or you guys can figure that out, but I don't know how tight their budget is. So, but as far as language provided that \$25,000 shall be for an update of the administrative rules, that'll work.

COUNCILMEMBER LEE: Yeah. The reason why I purposely don't say 25,000, because it may not cost 25,000 and give them the option to do it themselves.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Then as we were talking about earlier you can do the up to with the understanding that not a single dollar might get spent on it.

COUNCILMEMBER LEE: Okay. I pass this on.

VICE-CHAIR KING: I have a suggestion.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Chair King? So, I just want to clean this up real fast. Okay, so we have an amendment to the main motion. It sounds like we're still in like major discussion. Member Lee, would you like to take a vote on your amendment or would you like to withdraw it?

VICE-CHAIR KING: What is it?

COUNCILMEMBER LEE: Okay. The...

CHAIR RAWLINS-FERNANDEZ: The amendment is to put a proviso in Category B under Operations for 25,000 for the update of administrative rules and not in Professional Services, just in Category B.

COUNCILMEMBER LEE: Actually, I didn't place a number on it.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. There was no number on it. It was just a proviso that...

COUNCILMEMBER LEE: That an update of the administrative rules be done.

CHAIR RAWLINS-FERNANDEZ: Okay. But it has to have...provisos as Mr. Ueoka explained must have an amount attached to it.

COUNCILMEMBER LEE: Okay. So, we can say up to 25,000.

CHAIR RAWLINS-FERNANDEZ: Okay. And so, up to 25,000 understanding that the risk is that not even a dollar would be spent on it or a dollar could be spent, only a dollar would be spent on it?

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MR. UEOKA: Chair, so the up to would just mean up to. So, they could spend --

CHAIR RAWLINS-FERNANDEZ: Right.

MR. UEOKA: --zero, they could spend \$25,000 max.

CHAIR RAWLINS-FERNANDEZ: Okay. So, zero is an option.

MR. UEOKA: Yeah. Yes.

VICE-CHAIR KING: So, can I just offer something that I think might be clarifying?

CHAIR RAWLINS-FERNANDEZ: Okay, go ahead.

VICE-CHAIR KING: So, if we transferred 5,000 from the A Account over to the B Account and so there's 25,000 in Professional Services and we just provisoed Professional Services and say provided that an update of the admin rules is transmitted or completed by January 1st of 2020 and that way they can use the professional services to do it or they cannot use the professional. It just says, you know, that the update has to be done before they use the professional services. So, then they can do the update on their own time and still use the professional services for something else or they can use the professional services to do the update of the admin rules. That make sense?

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: Yes, yeah, I have no problem with that.

CHAIR RAWLINS-FERNANDEZ: Okay. Would you like to withdraw your amendment to the main motion?

COUNCILMEMBER LEE: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: Chair?

COUNCILMEMBER LEE: I'm sorry I made it in the first place.

CHAIR RAWLINS-FERNANDEZ: Don't be sorry. It's good discussion.

VICE-CHAIR KING: So, Councilmember Sugimura, is that...does that make sense?

COUNCILMEMBER SUGIMURA: Wait. Let's...Mr. Ueoka is reacting.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

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MR. UEOKA: Chair, I think you're still running into that same problem where, I guess, you're placing the restriction of disbursement upon the entire Professional Services line item?

VICE-CHAIR KING: Yeah, because it's only 25,000 anyway. I mean, if we moved 5,000 over...right now there's only 20,000 in there for professional services, so --

MR. UEOKA: So...

VICE-CHAIR KING: --if we move 5,000 in there, then they have the option of using that 25,000 for the update or they can do it themselves and use the professional services for something else. So, we're just provisoing that the update of the admin rules has to be done by January 1, 2020.

MR. UEOKA: Otherwise they are...sorry, Chair.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Otherwise they can't spend a dollar out of their Professional Services account?

VICE-CHAIR KING: Yeah.

MR. UEOKA: So, that's the restriction on the disbursement.

VICE-CHAIR KING: Yeah. So, they can either spend it on the admin rules or they could...

MR. UEOKA: And if, I guess, if January 1, 2020 comes and goes and they don't do the administrative rules update, then they can't use the Professional Services at all for the rest of the year?

VICE-CHAIR KING: That would be my preference, yeah. They missed their chance. We're trying to get that to happen. We're trying to get the admin rules update to happen. So, to me that's...

MR. UEOKA: Alright. We can --

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: --we can work on language that will try to accomplish that. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Ueoka. Ms. Yoshimura?

MS. YOSHIMURA: Chair, why don't you just add an item C and call it administrative rules and put \$25,000? That way if it's spent, it's spent. If it's not, it's not. And it doesn't affect their Operations budget at all and they can't use it for anything else other than update of the administrative rules.

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VICE-CHAIR KING: Does that give them the option of doing it themselves?

COUNCILMEMBER SUGIMURA: Yeah or...

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair, it would still leave them the option of doing it themselves or contracting it out. It just gives them the ability to have \$25,000 available to update the rules.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Sugimura?

COUNCILMEMBER SUGIMURA: Okay. So, I like that idea if it's going to give options. I think we're sounding a little bit punitive in Ms. Kama's words. So, I, and I really don't want us to go down that path. I think that all of them, you know, are trying to do the best that they can for our community. But so, if under C, it will create a new item C, administrative...what did you say?

CHAIR RAWLINS-FERNANDEZ: Are you amending your motion?

COUNCILMEMBER SUGIMURA: Yeah, I'm trying to put it together. So, administrative rules, so I don't see...

MS. YOSHIMURA: Update. Update of administrative rules.

COUNCILMEMBER SUGIMURA: Update of administrative rules. And it would be provided that 25,000 shall be for the update of the rules governing the manufacture and sale of intoxicating liquor of the County of Maui.

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair, I don't think you would need a proviso. You would just put item C, title it update of administrative rules, under B Operations appropriate \$25,000 --

COUNCILMEMBER SUGIMURA: Oh, I see, I see.

MS. YOSHIMURA: --and the total will be \$25,000.

COUNCILMEMBER LEE: So move.

COUNCILMEMBER SUGIMURA: I see. Okay, simple.

COUNCILMEMBER HOKAMA: Second.

CHAIR RAWLINS-FERNANDEZ: Yeah.

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COUNCILMEMBER SUGIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. There was an amendment. Okay.

COUNCILMEMBER LEE: Adding item C.

COUNCILMEMBER HOKAMA: Aye.

COUNCILMEMBER SUGIMURA: Okay. Update of administrative rules and under B we're adding 25,000.

CHAIR RAWLINS-FERNANDEZ: So, that was an amendment to your motion, which was seconded by Member Kama and Member Kama approves of that amendment to her motion. Okay, so the main motion on the floor is to add under Department of Liquor Control, Liquor Fund, C, update of administrative rules moving from Category A, Salaries 25,000 to Category B, Operations.

COUNCILMEMBER SUGIMURA: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay. Discussion? Okay, call for the question. All those in favor, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay.

COUNCILMEMBER SUGIMURA: Thank you, Members.

CHAIR RAWLINS-FERNANDEZ: Motion passes unanimously.

VOTE: **AYES:** **Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.**

NOES: **None.**

ABSTAIN: **None.**

ABSENT: **None.**

EXC.: **None.**

MOTION CARRIED.

ACTION: **APPROVE.**

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CHAIR RAWLINS-FERNANDEZ: Okay. On that same page, Page 14, under Department of Management. Member Paltin's proposal to reduce Category B Operations by 135,000 to remove the network fleet GPS. Member Paltin?

COUNCILMEMBER PALTIN: I withdraw my proposal at this time.

CHAIR RAWLINS-FERNANDEZ: Okay. Any objections?

COUNCILMEMBER LEE: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay. Next page...

COUNCILMEMBER HOKAMA: So, Chair?

CHAIR RAWLINS-FERNANDEZ: Member Hokama?

COUNCILMEMBER HOKAMA: Quickly then, our new total with the...

CHAIR RAWLINS-FERNANDEZ: Would go back to 446,000.

COUNCILMEMBER HOKAMA: Is 1,417,599. I'm taking the 965,599, because I believe we had support for that proposal from Mr. Sinenci, and then I believe we went back to the 446,000 when Mr. Baz was here, and then the 6,000 goes to support the new E/P in C so that would be 1.417599. Is that correct?

CHAIR RAWLINS-FERNANDEZ: We're actually going to make one more amendment to Department of Management. So, before we --

COUNCILMEMBER HOKAMA: Okay.

CHAIR RAWLINS-FERNANDEZ: --talk totals we'll just vote on the next proposal --

COUNCILMEMBER HOKAMA: Okay.

CHAIR RAWLINS-FERNANDEZ: --and then we'll see the numbers.

COUNCILMEMBER HOKAMA: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Okay, so under Information Technology Service Program, Member Lee proposed adding two E/Ps. Member Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. I am going to withdraw my proposal at this time, because I was informed that this Department will be undergoing an audit and as soon as we get that information, you know, we can reconsider, well, we can consider whether more personnel is warranted at this time. So, but I would ask that this matter be sent to committee, yeah, so we can keep tracking it.

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CHAIR RAWLINS-FERNANDEZ: Okay. The matter of adding two E/Ps?

COUNCILMEMBER LEE: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: This is Management, IT. This is the request of..

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER LEE: He's asking me, so I'm talking to him on the mic. This is the request that was made by Jacob Verkerke.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Okay, so I will scratch that proposal from the Budget. And then, Member Hokama?

COUNCILMEMBER HOKAMA: Yes, thank you. Quickly, Chair, I support Ms. Lee's position. We already have in Council Chair's Office a request to audit IT, 'cause in that request it would also be in regards to recommendation of staffing and staffing levels. So, we may look forward to the findings of that report. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Hokama. Okay. And then also under Department of Management the Maui Redevelopment Program that was marked as a revisit. And so, Member Paltin proposed to decrease or go ahead, Member Paltin.

COUNCILMEMBER PALTIN: I'd like to make a proposal to decrease the travel fund by \$6,000.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion?

COUNCILMEMBER PALTIN: Move. I'd like to make a motion to move --

COUNCILMEMBER KAMA: Which one?

COUNCILMEMBER PALTIN: --the travel fund of the Maui Redevelopment Program by \$6,000.

COUNCILMEMBER SINENCI: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. So, that was the 18,000 that we had talked about yesterday, so instead of the full 18,000, Member Paltin is proposing to reduce it by 6,000 instead, which would leave 12,000 in the Travel account. Okay. Moved by Member Paltin, seconded by Member Sinenci. Okay. Discussion? Chair King and then Member Paltin.

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VICE-CHAIR KING: Oh, I just wanted to ask there were, it looked like there were cuts to A and B, so now you're down to just one cut?

COUNCILMEMBER PALTIN: Yes, that's correct. I just, you know, reining in cost given that the civic center is not up. I don't think everybody needs to go to Tennessee. I don't know, one or two folks.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER PALTIN: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. So...and that will be the only adjustment 'cause there was like a...

COUNCILMEMBER PALTIN: Yeah, that's my only proposal or motion.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion. Okay.

COUNCILMEMBER PALTIN: I promise.

CHAIR RAWLINS-FERNANDEZ: For this one.

COUNCILMEMBER PALTIN: This one.

CHAIR RAWLINS-FERNANDEZ: 'Cause we have the Kahana Nui coming up. Okay, so members, the proposal is to reduce Travel by 18,000 to 6,000 in the B Account and the total is 1,419,258 minus 6,000 equals the new total would be 1,413,258.

VICE-CHAIR KING: Oh, I thought we were taking we were reducing it by 18,000.

CHAIR RAWLINS-FERNANDEZ: No, no, six.

VICE-CHAIR KING: We're reducing it by 6,000.

CHAIR RAWLINS-FERNANDEZ: It was 18, but Member Paltin --

VICE-CHAIR KING: So, it's 12,000.

CHAIR RAWLINS-FERNANDEZ: --is compromising. Okay. All those in favor, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay, motion passes.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Okay, now Member Hokama, now that we completed the Department of Management.

COUNCILMEMBER HOKAMA: Chair, thank you. So, I not too sure how you wanted to go. I was just going to go straight across and just do the line regarding Management in the A Account, Subsection A, 8A, and ask for consensus on that line. I don't know if you wanted the whole Department of Management to vet one time.

VICE-CHAIR KING: I think we already did the individual.

CHAIR RAWLINS-FERNANDEZ: Are you talking...oh, you're talking about Member Sinenci's addition of 90,000 that we --

COUNCILMEMBER HOKAMA: Right.

CHAIR RAWLINS-FERNANDEZ: --came to consensus?

COUNCILMEMBER HOKAMA: Yeah, I just wanted to, yeah, close up that whole number one, the line for number one, Management Program.

COUNCILMEMBER SUGIMURA: Second.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. UEOKA: Chair?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: I think Member Hokama just wants consensus that the total on Department of Management, A, Management Program is \$1,417,599.

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COUNCILMEMBER HOKAMA: Yeah.

VICE-CHAIR KING: Just that one line.

MR. UEOKA: Yeah, he just wanted confirmation.

VICE-CHAIR KING: He was just stating the total of that one line.

COUNCILMEMBER HOKAMA: Yeah. Let's get consensus of that and then we can...

CHAIR RAWLINS-FERNANDEZ: Of all three accounts? The A Account?

VICE-CHAIR KING: No, eight, line A.

CHAIR RAWLINS-FERNANDEZ: Yeah, the three, okay. Okay.

COUNCILMEMBER HOKAMA: Yeah, correct.

VICE-CHAIR KING: I don't think...we already...do we need consensus? We already voted on it.

COUNCILMEMBER HOKAMA: Okay. Well, if we did, then I apologize, we have consensus.

VICE-CHAIR KING: We already voted on...

CHAIR RAWLINS-FERNANDEZ: Okay. So...

COUNCILMEMBER HOKAMA: Okay, so it's 1,417,599.

CHAIR RAWLINS-FERNANDEZ: Okay, yeah.

COUNCILMEMBER HOKAMA: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Okay, so that one's done. Okay. Okay, on Page 18, oh, here, okay, the revisit is to under OED, King Kekaulike Performing Arts Center, 160,000. Chair King?

VICE-CHAIR KING: Yeah, I think we were asking for some kind of assurance that because this is operations for a high school program that...and we, I don't know, if the Budget Director has that assurance that this is a one-time ask and they will be self-funded from after this boost.

COUNCILMEMBER SUGIMURA: I think they sent us an e-mail.

VICE-CHAIR KING: That was the request to get that...

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CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura? And I think it was also to see if the County would --

VICE-CHAIR KING: Oh, right.

CHAIR RAWLINS-FERNANDEZ: --get a discount in the year that the funding was allocated.

VICE-CHAIR KING: Right, we're gonna put a proviso in there that we --

CHAIR RAWLINS-FERNANDEZ: Yeah.

VICE-CHAIR KING: --the County has...

CHAIR RAWLINS-FERNANDEZ: Use. Yeah. Ms. Yoshimura?

MS. YOSHIMURA: Chair, so the Fiscal Year 2020 will be for a management contract for the center. Whether or not they will be back in Fiscal 2021, I can't assure you that King Kekaulike Performing Arts Center will not make a request, but it would be up to the Mayor or this body to fund them again in 2021. But as far as the use of the center to be part of the County's, I guess --

COUNCILMEMBER SUGIMURA: Proviso.

MS. YOSHIMURA: --ability to use the center, I guess, we would put that in the grant agreement once we or along with, you know, the execution of the funds. But I can't assure you they won't ask, I guess, the control would be on our side whether we be...

VICE-CHAIR KING: Can we put that proviso in there? Because I think the concern of the body is that we don't want to start a program that then falls apart the next year because we're not funding it every year.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you, Chair. Typically, we don't bind future budgets through a proviso in a current budget, so that'd be a hard one to proviso that no funds will ever be appropriated ever again for a certain project, typically not acceptable. Thank you.

VICE-CHAIR KING: Well, we could proviso that they don't ask. I'm just concerned that, you know, it looks like we're going to, we're starting funding of this program on a long-term basis if we haven't got assurance from the body that they're not going to...

CHAIR RAWLINS-FERNANDEZ: Member Sugimura and then Member Lee.

COUNCILMEMBER SUGIMURA: So, as hard as this may be for me to say because this is my district, I know that in the past we were always concerned about supporting projects like this that from the discussion should've been like a State, State jurisdiction 'cause it is a State facility. If you would allow me to...we did...I did get an e-mail from

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Glen Kitagawa who has come here to testify regarding this, as well as he came to see me at the Upcountry Farmers Market. But number one, they were under the impression that the County of Maui helps support on a continuous basis Baldwin High School auditorium or, you know. Yeah, I know, so I said no. I was surprised, but that was the impression of the booster club, you know, and so that's why I think they made this ask. I am, you know, I would like to go and ask them, you know, what does management mean because if it is for staffing I think it belongs to DOE, as you know, Ms. King. And but if they want us to help them buy, I don't know, sound equipment or something that is like a one time that they need now that's something very different. But I don't...I agree with you, I don't think we should be funding a position and I think it's something that if it was a position I'm quite sure that the State would take care of it somehow with their interest in this center being a successful, a success for the community as well as for the high school. And I totally support this, it's hard for me to say because this is my in my district. But I think that being we need to be responsible for who we, what we do, and if it's for a position, then I have a big concern about it. If it's going to be something ongoing that they would like to, you know, anticipate from us, I don't think we would want to go there. I could call, get in touch with Mr. Kitagawa if you...

CHAIR RAWLINS-FERNANDEZ: Really quickly, just for clarification, it's not a...my understanding is it isn't a position, it's contracting an agency.

VICE-CHAIR KING: It's a management contract, so it would be ongoing every year.

CHAIR RAWLINS-FERNANDEZ: And as I understand it, the goal is for it to become self-sustaining but there's no guarantee of that happening.

COUNCILMEMBER SUGIMURA: So, it would take --

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: --take a few years.

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. I have no problem giving this school \$160,000 along with a nice letter saying, you know, we'd like to help you in this instance but this certainly is not a guarantee that we will be able to do so in the future and good luck and that's it. You know, we cannot --

COUNCILMEMBER PALTIN: Second.

COUNCILMEMBER LEE: --second--as Corp. Counsel said, we cannot say we will forever not give you because we cannot bind the hands of future Councils, but we sure can tell them, you know, we'd like to help them, they're just starting out, and this, our Council is, you know, not trying to...it's not a guarantee that we can do this again.

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CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. I just, okay, I just, I want to just thank Member Sugimura for, you know, I know it's your district and I made cuts to my district too, because it was the fiscally responsible thing to do and to also continue with good policy. And I'm concerned, you know, like Chair King talked about setting a dangerous precedent in funding one school and even if this is a one-time ask, you know, there's a lot of other schools that can come to us for a one-time ask and, again, I think that's a dangerous precedent to set. So, I just wanted to thank you for, you know, speaking out on that. Member Sinenci and then Member Kama. Okay.

COUNCILMEMBER SINENCI: Thank you, Chair. I was just pertaining to Ms. Lee, would that be a proviso, a letter, something like that?

CHAIR RAWLINS-FERNANDEZ: She was just saying that we can send a letter.

COUNCILMEMBER SINENCI: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: We don't need a proviso to send a letter.

COUNCILMEMBER SINENCI: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Kama?

COUNCILMEMBER KAMA: I just wanted to mention that I think that they don't, and I don't know how to say this, but you know, they're going to be charging rental fees to community groups and so on and so forth and I don't want them to be so successful that when the local PTA wants to use it to do graduation or have a parent meeting or something that they get charged such an exorbitant rate that they can't afford to do them yet. I'm not sure, we can't control those kinds of things, but I'm certainly hoping that in that letter that Ms. Lee's going to write or, you know, offer some verbiage to that we could say something similar to that, that it be nominal fees.

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER MOLINA: Yeah, thank you, Madam Chair. I would support with some reluctance. And I agree with the letter, Member Lee should, we should send it to them and in that letter encourage the school to talk to Representative Yamashita who was very instrumental in bringing that center to the school. I mean, 160,000, you know, Mr. Yamashita has a very influential position up at the State. So, I'm sure with his influence and experience he could find a way to get that additional 160,000 for the next fiscal year. So, you know, I'm not at all, I don't have a problem with giving them something this year, but then with the understanding that you guys need to talk to, go approach your State Representative again for future funding of this position or whatever you want to call it. So, and I know Member Sugimura has definitely worked with Representative Yamashita with her Upcountry Fair sessions, yeah. So, yeah, I would like that definitely included in that letter to encourage them to work with their State Representative. Thank you.

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CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Again, I would feel very uncomfortable leaving this in because then are we going to send letters to all the schools letting them know, you know, one-time requests and that's it. And so, if another school comes to us and asks for a one-time request, what will be our justification for telling them no? I don't know how to tell another school that comes to this Council that they have a one-time request and all the schools have a one-time request and all that schools start to add up. Because I can't tell one yes and the other ones no, no, no, no, no. And so if this Council feels comfortable telling all the other schools no after we tell this school yes, then we can leave it in the Budget, but I don't feel comfortable doing that. And so, if another school comes to us and asks for a one-time request, I mean, this body is going to have to justify saying no. Chair King?

VICE-CHAIR KING: Yeah, I just wanted to maybe make a suggestion that if we do remove this from the Budget and ask them to look for other funding that perhaps part of it could be funded with the Upcountry District money, you know, if you offer to give them 40 or 50,000 and then they raise the rest, which generally is how schools do it. I've been a PTA mom for many years, but, I mean, that's just another way of giving some County support from your district and then encouraging them to do the other fundraising.

CHAIR RAWLINS-FERNANDEZ: Member Sugimura?

COUNCILMEMBER SUGIMURA: Yeah, so I appreciate this discussion and actually when I first, when I saw this before we even started talking about the Budget, I thought, oh, we can't do this because of the very reasons that you're talking about. I really appreciate the thoughts of possibly doing it one time or even undertaking it, but when you think about having to do one time for all the many schools that we have it will add up to a lot and probably more we're extending it to parts of government that we shouldn't for fiscal management and responsibility. So, Members, it's going to be hard for me to say, but I'm gonna ask Keani to make the motion, so I don't I have to make the motion to delete it or somebody else.

CHAIR RAWLINS-FERNANDEZ: I cannot make the motion, because I'm the Chair.

COUNCILMEMBER SUGIMURA: Oh, you can't. Well, anyway I'll make the motion and I will talk to them and find out if there's something else that they're, you know, going to do.

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: Madam Chair?

CHAIR RAWLINS-FERNANDEZ: Maybe Member Lee will.

COUNCILMEMBER LEE: All you have to do is withdraw your proposal.

CHAIR RAWLINS-FERNANDEZ: No, it's not Member Sugimura's proposal. It came with...it was the Mayor's proposal.

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COUNCILMEMBER LEE: Oh, I see, I see.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER LEE: You know why this discussion is killing my fight anyway, so you know I'd be happy to support you.

CHAIR RAWLINS-FERNANDEZ: Okay. Is that the motion?

COUNCILMEMBER LEE: Just make the motion. I move to...

VICE-CHAIR KING: She made the motion already.

COUNCILMEMBER LEE: Okay, you did it already?

VICE-CHAIR KING: She did.

CHAIR RAWLINS-FERNANDEZ: She would like you to. Member Lee made the motion.

COUNCILMEMBER LEE: Okay, I made it then.

COUNCILMEMBER SUGIMURA: I'm just kidding. I'm just kidding. I'll make the motion.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion by Member Sugimura, second by Member Lee to remove the 160,000 under Economic Development, King Kekaulike Performing Arts Center. Okay.

COUNCILMEMBER KAMA: Question.

COUNCILMEMBER SUGIMURA: Is there a second?

CHAIR RAWLINS-FERNANDEZ: I think...

COUNCILMEMBER KAMA: Oh, second for discussion.

CHAIR RAWLINS-FERNANDEZ: No, no, Member Lee seconded the motion that Member Sugimura made. Discussion? Member Kama?

COUNCILMEMBER KAMA: Okay, thank you. So, I know I have children in my district who attend King Kekaulike High School because if they're in immersion that's the only high school immersion program we have. So, and I want to support you, so is it possible for me to use some of my district funds to support that? Wrong area? Really?

VICE-CHAIR KING: I think they're supposed to be used in your district.

CHAIR RAWLINS-FERNANDEZ: Member Lee?

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COUNCILMEMBER KAMA: Okay, thank you.

COUNCILMEMBER LEE: Is that something that we can discuss at some point that we can move monies to a different district?

CHAIR RAWLINS-FERNANDEZ: Oh, okay after Budget.

COUNCILMEMBER LEE: Huh?

CHAIR RAWLINS-FERNANDEZ: After Budget?

COUNCILMEMBER LEE: Well, it's just the proviso in the Budget, right? But anyway, is it for cultural and --

COUNCILMEMBER KAMA: Economic development.

COUNCILMEMBER LEE: --economic development?

CHAIR RAWLINS-FERNANDEZ: Yeah, I guess. If you wanted to reduce the 140,000 that would be allocated for each...

COUNCILMEMBER LEE: But that's a separate discussion is what I'm saying.

CHAIR RAWLINS-FERNANDEZ: Yeah.

VICE-CHAIR KING: Yeah, let's discuss that when we... 'cause we're going to get to those accounts.

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER LEE: Yeah.

VICE-CHAIR KING: So, we can talk about it.

COUNCILMEMBER KAMA: Okay.

COUNCILMEMBER LEE: I think a lot of us would like to help.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: So, there's still a motion on the floor and we're in discussion. Member Hokama?

COUNCILMEMBER HOKAMA: So, the motion currently is to delete the \$160,000?

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CHAIR RAWLINS-FERNANDEZ: That's correct.

COUNCILMEMBER HOKAMA: Okay. Then I move to amend to delete 80,000 and leave \$80,000. I have no problem challenging the State to come up with the matching funds and, again, you know, if I'm going to err, I'll err on the spending money on our youth, so I'll make the motion.

COUNCILMEMBER MOLINA: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. There's a motion to amend the main motion by Member Hokama to reduce the King Kekaulike Performing Arts Center from 160,000 to 80,000, seconded by Member Molina. Member Sugimura?

COUNCILMEMBER SUGIMURA: So, clarification, so Member Hokama is saying provided that the State matches the 80,000, is that what you're saying?

COUNCILMEMBER HOKAMA: Yes...

CHAIR RAWLINS-FERNANDEZ: Member Hokama?

COUNCILMEMBER SUGIMURA: Or participates...

CHAIR RAWLINS-FERNANDEZ: Can you speak to the mic?

COUNCILMEMBER HOKAMA: Yes, at least one to one.

CHAIR RAWLINS-FERNANDEZ: Okay. So, that would...Member Lee?

COUNCILMEMBER LEE: We're in discussion, right?

CHAIR RAWLINS-FERNANDEZ: Yeah, in discussion.

COUNCILMEMBER LEE: Ordinarily, I would have supported that motion; however, you know, the State paid what \$35 million for that auditorium, so I'd hate to challenge them for 80,000. So, that's just me. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee.

COUNCILMEMBER HOKAMA: I got no problem you guys want to take that one-for-one requirement off, too.

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: I just was wondering if it had to be the State or if it could be anything, like if they do smoke meat or something, kalua pig.

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COUNCILMEMBER SUGIMURA: From George.

COUNCILMEMBER KAMA: Yeah, call Uncle George.

COUNCILMEMBER HOKAMA: For the match...just take away the match requirement. Just say we support 'em with 80.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: So, the amendment --

COUNCILMEMBER SUGIMURA: That's very generous.

CHAIR RAWLINS-FERNANDEZ: --is 80,000 without the proviso for a one-to-one match. Okay. So, we're going to vote on the amendment to the main motion made by Member Hokama to reduce the funding not by 160,000 but by 80,000. Okay. Everyone clear? Okay. All those in...

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: Oh, Chair King?

VICE-CHAIR KING: I just wanted to make discussion that I would rather have that, have the discussion about the funding through the district accounts, and especially, if we have other Councilmembers that are willing to pitch in. I'd rather do it that way 'cause I think that's a cleaner way to do it to not engender, like what you were talking about earlier, by, you know, the same kind of funding being expected for every other school on the island or in the County. So, maybe we can talk about it when we get to the district accounts.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. Okay, I'm going to call...

COUNCILMEMBER SUGIMURA: One more.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Sugimura, last one.

COUNCILMEMBER SUGIMURA: I just want to add this in is that they have asked Representative Yamashita for support so it's not only us. I was actually surprised to see this in our Budget, but glad and with reluctance but, hey, if we're going to do 80,000, I'm grateful. I'm grateful.

CHAIR RAWLINS-FERNANDEZ: I'll be voting against it. Just...I just don't feel comfortable with the precedent it's setting, but I'll call for the question. All those in favor of amending the main motion to reducing 80,000 instead of 160,000, please say "aye."

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VOTE: AYES: Councilmembers Hokama, Kama, Lee, Molina, Paltin, and Sugimura.

NOES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmember Sinenci.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. That one's done. Okay. On Page 20...

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: I just wanted to ask if we addressed Member Kama's concern from yesterday in that about access to the facility for the County. I'm not sure if we still have that concern. We brought up...

CHAIR RAWLINS-FERNANDEZ: Since we're giving this the Performing Arts Center 80,000 if the art...the Performing Arts Center should charge the County for use of the facility.

COUNCILMEMBER KAMA: Oh, I think they shouldn't be charging us.

CHAIR RAWLINS-FERNANDEZ: Okay. So, what Chair King is saying is before we move to the next proviso or, sorry, the next revisit would you, I don't know, if we can even make that proviso. I don't know how it would be worded but --

COUNCILMEMBER PALTIN: Chair?

CHAIR RAWLINS-FERNANDEZ: --is there a proposal to...Member Paltin?

COUNCILMEMBER PALTIN: Point of information, I just...we do this all the time though, I mean, with the MACC. We heavily support their operations but we don't get no discount like for Made in Maui County Festival or, you know like, things that are held there. There's numerous occasions of us supporting these facilities and them never giving us a break, so I think we kind of got to be fair in that, like no quid pro quo kind of deals is my opinion. I mean, if we're going to do it we should do it across the board is all I'm saying.

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CHAIR RAWLINS-FERNANDEZ: I agree. Member Sugimura?

COUNCILMEMBER SUGIMURA: Yeah or ask the Film Festival to give us all tickets. I mean things...I mean, right, that's the path we're going down and I'm a little bit leery about doing that because what does it mean the County, you know, it's like every employee, the 25,000 employees or are we talking about if only the Mayor's Office or it's very hard to define. And, you know, Members, I would honestly tell you that I'm feeling more and more uncomfortable about this just because these kind of questions and really the precedence, you know, Members.

UNIDENTIFIED SPEAKER: Is that a revisit?

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR RAWLINS-FERNANDEZ: You voted in favor you could move for reconsideration.

COUNCILMEMBER SUGIMURA: Yeah, I think I've put...

CHAIR RAWLINS-FERNANDEZ: You're on the prevailing side.

COUNCILMEMBER SUGIMURA: Yeah. So, I could ask for revisit?

CHAIR RAWLINS-FERNANDEZ: No.

COUNCILMEMBER SUGIMURA: Reconsideration.

CHAIR RAWLINS-FERNANDEZ: Reconsideration.

COUNCILMEMBER SUGIMURA: Reconsideration. So, you know what, Members, I thought the...okay, I'm going to do this, it's very painful, right, this is my district I'm going to buy a lot of pizzas or go to a lot of performances, but in this case, I want them...I'm going to make this statement. Usually, when you have a new facility and they go through a development, a campaign and they want to have like something at the end, you know, that they need done come to us then and then maybe we can look at it where we can be part of a bigger picture. But for now, when they're building, I know they've asked Representative Yamashita for support. We're going to hear what's going to happen with the Budget soon because the Legislature's ending. I'm going to ask that we not consider this and I will talk to the school and explain to them about precedence. I think that's a really important part. And then if we're going to think that we need to, you know, be able to use it because of this I don't even want to go down that path either, so I'm sorry because this is my district but I'm going to ask that the Members reconsider their generosity and I'm going to ask them to come next year with a better proposal. Just kidding. But, I mean, seriously I think this is setting precedence. It's not sitting well and...

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CHAIR RAWLINS-FERNANDEZ: Member Sugimura, will you make the motion for reconsideration?

COUNCILMEMBER SUGIMURA: Yeah, motion for, to not fund this 160,000.

CHAIR RAWLINS-FERNANDEZ: Motion for reconsideration.

COUNCILMEMBER SUGIMURA: Oh, motion to reconsideration.

COUNCILMEMBER PALTIN: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Sugimura move for reconsideration, seconded by Member Paltin. All those in favor, please say "aye."

COUNCILMEMBERS: Aye.

COUNCILMEMBERS: No.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion passes. Six-three, Member Molina, Member Lee, and Member Hokama.

VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Kama, Paltin, Sinenci, and Sugimura.

NOES: Councilmembers Hokama, Lee, and Molina.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay, alright. So, the motion is to delete the 160,000 or well it's 80, no it's 160. Well, to make it zero, the motion is to zero out or delete this line item from the Budget. Okay. I'll entertain that motion.

COUNCILMEMBER SUGIMURA: So move.

COUNCILMEMBER KAMA: Second.

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CHAIR RAWLINS-FERNANDEZ: Okay. Moved by Member Sugimura, seconded by Member Kama. All those in favor, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: All those opposed?

COUNCILMEMBERS: No.

CHAIR RAWLINS-FERNANDEZ: Okay. The motion passes, six-three, Member Molina, Member Lee, and Member Hokama.

VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Kama, Paltin, Sinenci, and Sugimura.

NOES: Councilmembers Hokama, Lee, and Molina.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Members. Okay. We're going to go to Page 20, a revisit under...still under OED, Grants and Disbursements, 169,000 for Maui Nui Marine Resource Council for coastal water quality monitoring. Chair King?

VICE-CHAIR KING: Did we ever get...so, I've been holding on to this one so we could get a list of all the grants that the County intends...do we have that?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair, I did follow up with our OED Director. She said that they will accept grant applications once the fundings available. They're holding workshops in May to inform all of the grantees. They do reach out to the grantees who had previously gotten grants out of this line item fund, but they don't right now have a list of people that are committed to future funding so...

VICE-CHAIR KING: Okay. So, they're doing it differently?

MS. YOSHIMURA: Yes.

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VICE-CHAIR KING: Okay.

MS. YOSHIMURA: It's a different process.

VICE-CHAIR KING: Okay. So, Chair, I have a proposal because the...I wanted to see what else was in there because there's another project that Maui Nui Marine Resource Council is doing for Maalaea and that one is related to the oyster bed that are, they're...it's a pretty large experiment that they're doing and they're getting that funded to the tune of 300,000 from another entity. So, what they wanted to do was to put a total of 225,000 from this fund for their coastal water quality monitoring and the Maalaea Bay project and then we would reduce the other education fund to 100,000. So, it would keep their funding the same but it would more heavily weighted on this project. And my point in trying to find out the level of funding is I think Mr. Sinenci, Councilmember Sinenci had some funding he wanted to put in here, so if the money is not already spent, then we could proviso it with these projects without adding any more money into the Budget. Correct? Okay. So, I'll just do mine and then I'll let Councilmember Sinenci do his. I think it was 4 or 500,000.

CHAIR RAWLINS-FERNANDEZ: Four hundred thousand.

VICE-CHAIR KING: Four hundred. Okay. So, mine will be provided that 225,000 shall be for Maui Nui Marine Resource Council for coastal water quality monitoring and Maalaea Bay water quality project. And then the other part of that would be to reduce the reef education line item to 100,000. So, it's actually a few thousand less than the total previously.

CHAIR RAWLINS-FERNANDEZ: Okay. So, Members, the motion is to add...no, proviso?

VICE-CHAIR KING: Proviso.

CHAIR RAWLINS-FERNANDEZ: Proviso 220,000.

VICE-CHAIR KING: Two hundred twenty-five.

CHAIR RAWLINS-FERNANDEZ: Two hundred twenty-five, 225,000 under OED, Grants and Disbursements, Water and Environmental Resource Protection and Conservation, Environmental Protection under Category B, Operations for Maui Nui Marine Resource Council for coastal water quality monitoring and Maalaea Bay water quality project, and to reduce under Grants and Disbursements for Visitor Industry reduce the 180 to 120.

VICE-CHAIR KING: No, it's 160, I think...anyway reduce that amount to 100,000.

CHAIR RAWLINS-FERNANDEZ: To 100,000, okay. From 180,000 to 100,000 --

VICE-CHAIR KING: Right.

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CHAIR RAWLINS-FERNANDEZ: --for Maui Nui Marine Resource Council reef protection --

VICE-CHAIR KING: Right.

CHAIR RAWLINS-FERNANDEZ: --education.

VICE-CHAIR KING: And that's a big partnership project that they're doing on that one with Surfrider and other entities.

CHAIR RAWLINS-FERNANDEZ: Okay. So, that's the motion. Is there a second?

COUNCILMEMBER SINENCI: Second.

CHAIR RAWLINS-FERNANDEZ: Second by Member Sinenci. Okay, discussion? Member Lee?

COUNCILMEMBER LEE: Can you explain that second part, taking what from what?

CHAIR RAWLINS-FERNANDEZ: Yes. Okay, Page 19.

COUNCILMEMBER LEE: Yeah.

CHAIR RAWLINS-FERNANDEZ: Under MVA, okay, we pulled out all those provisos and made them into individual grants last night.

COUNCILMEMBER LEE: Yes.

CHAIR RAWLINS-FERNANDEZ: Chair King is proposing to reduce the grant that we created last night for Maui Nui Marine Resource Council for reef protection education from 180,000 to 100,000, so reducing it by 80,000.

COUNCILMEMBER LEE: Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER LEE: Yes. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Members, any other discussion? Member Sinenci?

COUNCILMEMBER SINENCI: Miconia for East Maui a second item or part of...

CHAIR RAWLINS-FERNANDEZ: Your proposal?

COUNCILMEMBER SINENCI: Yes. Is that...

CHAIR RAWLINS-FERNANDEZ: Your proposal will be after we vote on this.

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COUNCILMEMBER SINENCI: Okay. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Yeah. Okay. Member Sugimura?

COUNCILMEMBER SUGIMURA: So, clarification, under Maui Visitors Bureau then this 100,000...

CHAIR RAWLINS-FERNANDEZ: No, that's just where it is.

VICE-CHAIR KING: It's not under MVB.

COUNCILMEMBER SUGIMURA: Okay. It's taken out.

CHAIR RAWLINS-FERNANDEZ: Yeah, it's a separate grant but that's where you can read the language for it.

COUNCILMEMBER SUGIMURA: The language, but it's taken out, okay.

CHAIR RAWLINS-FERNANDEZ: Yeah. It's not there. We did it last night.

VICE-CHAIR KING: We took it out of the...we took all the provisos out and moved them to separate items.

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SUGIMURA: And then this is a new one for the 225 or you changed the amount?

VICE-CHAIR KING: I changed the amount because the 169 is for the monitoring that they currently do in West Maui and South Maui and then the other 55...56,000 would be for the expanded...it's actually this oyster pilot project to clean the bay and so part of this goes to fire mitigation in the, in the Pohakea watershed because, right now, if they don't do this mitigation all the sediment just goes into the bay anyway and the oysters have to work twice as hard so they got to clean up the top part before they can put the oysters in there, and then we'll find out how well they work. It's an oyster bed project.

CHAIR RAWLINS-FERNANDEZ: Okay, Members, any other discussion? I'm going to call for the vote. All those in favor, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay. Motion passes unanimously.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Sinenci, your proposal?

COUNCILMEMBER SINENCI: Thank you, Chair. Did you have 400,000 for the Miconia mitigation eradication?

CHAIR RAWLINS-FERNANDEZ: Okay, 400,000 to the Environmental Protection, Miconia.

COUNCILMEMBER SINENCI: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. Is that your motion?

COUNCILMEMBER SINENCI: Yeah. So moved for East Maui.

VICE-CHAIR KING: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion to add 400,000 for Miconia eradication management.

VICE-CHAIR KING: I think, Chair, I think what we're doing is provisoing it out of that 1.5 million because it's not all spoken for yet, so that's what we were just told.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: So, the money that I provisoed is out of that 1.5 million and then the money that I think comes from Member Shane Sinenci is provisoing is out of that 1.5 million.

CHAIR RAWLINS-FERNANDEZ: Okay. 'Cause his proposal earlier was to add 400,000. So, is your proposal now to proviso 400,000, not to add?

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COUNCILMEMBER SINENCI: Well, I believe, we had received testimony that the original number was divided up by two different entities. I don't know, we have...

VICE-CHAIR KING: No, but the...it's the funding mechanism because originally we thought this 1.5 million was already taken but it's not, so your money can come out of that 1.5 million. That's what we're saying. So, we don't have to add an additional to the fund, we just proviso part of that 1.5 million for the Miconia. So, your 400,000 can still, can be provisoed out of this 1.5 million without adding extra money to the Budget, 'cause the money is already there, it's just not...it hasn't been earmarked for anything yet. Do you understand?

COUNCILMEMBER SINENCI: Yeah.

VICE-CHAIR KING: Okay.

COUNCILMEMBER SINENCI: But I just...

CHAIR RAWLINS-FERNANDEZ: Okay. I have additional information. So, from that 1.5 million, 895,000 goes to MISC for invasive species management eradication. But it's not specific to Miconia, which is, which was your proposal. You wanted funding specific to Miconia.

COUNCILMEMBER SINENCI: Right. And my understanding was that they already have a program, and so I was going to add for the East Maui District, but that's not what Chair King is saying. It's the 1.5 is still available to proviso out of.

VICE-CHAIR KING: Well, right...no, okay. We just found out there's 895,000 for MISC.

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair, so \$1.5 million is for environmental protection. MISC, which usually gets about \$895,000 from that pot I'm just making you aware that's where...

UNIDENTIFIED SPEAKER: Eight hundred ninety-five.

MS. YOSHIMURA: Yeah, 895 is it committed for Fiscal Year 2020? Again, it's up to the body.

VICE-CHAIR KING: Okay. Was it...okay, so there's...so between the Maui Nui Marine Resource Council and if we keep that MISC 895,000, that's 1.12...

CHAIR RAWLINS-FERNANDEZ: There's only 380,000 left.

VICE-CHAIR KING: Right.

COUNCILMEMBER SINENCI: So, I would have to add more money into that to...

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CHAIR RAWLINS-FERNANDEZ: If you need...if the, that project needs 400,000, then you would add 20,000.

COUNCILMEMBER HOKAMA: Chair?

CHAIR RAWLINS-FERNANDEZ: Member Hokama?

COUNCILMEMBER HOKAMA: So, I can just make a decision. I move to increase the amount to \$1.8 million.

VICE-CHAIR KING: Second.

CHAIR RAWLINS-FERNANDEZ: We have a motion on the floor already, which...

COUNCILMEMBER HOKAMA: I move to amend.

CHAIR RAWLINS-FERNANDEZ: Was it seconded?

VICE-CHAIR KING: I seconded.

CHAIR RAWLINS-FERNANDEZ: It was seconded by Chair King. Do you want to withdraw your motion?

COUNCILMEMBER SINENCI: I withdraw.

CHAIR RAWLINS-FERNANDEZ: Okay. Chair King?

VICE-CHAIR KING: Okay. I withdraw and then we can work on --

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: --his motion.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Hokama?

COUNCILMEMBER LEE: Wait, wait.

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: I was going to ask for 50,000 for...

CHAIR RAWLINS-FERNANDEZ: I think it'll catch it. Member Hokama is proposing to increase it to 1.8.

COUNCILMEMBER LEE: Oh, yeah. 'Cause I was just wondering if he was going to increase it only to cover his.

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CHAIR RAWLINS-FERNANDEZ: Yeah, 1.8, so it would cover 50,000.

COUNCILMEMBER LEE: Yeah, this will be for the National Guard. Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, Member Hokama?

COUNCILMEMBER HOKAMA: Thank you, Chair. I move to appropriate \$1.9 million and we take care everybody.

VICE-CHAIR KING: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion on the floor is to increase the \$1.5 million to, by 400,000 to \$1.9 million and that would cover the 225,000 for the Maui Nui Marine Resource Council, the 895,000 for MISC, and 400,000 for East Maui watershed protection for Miconia, and Member Lee's 50,000 proposal for...

COUNCILMEMBER LEE: To utilize the National Guard first to combat the coqui frogs and any other invasive species. Yeah, Maliko Gulch, remember.

COUNCILMEMBER SUGIMURA: Send the troops.

CHAIR RAWLINS-FERNANDEZ: Okay, for coqui?

VICE-CHAIR KING: Who does that go to? MISC?

CHAIR RAWLINS-FERNANDEZ: National Guard.

VICE-CHAIR KING: Oh, the National Guard? That goes directly to the National Guard?

COUNCILMEMBER LEE: Yeah, my understanding is we have to pay. They're not free, so I'm sure we can handle that part or at some point work it through MISC. But I think those details can be worked out later, just have them in the Budget and, like I said, let's not, if something happens to MISC we're gonna need another vehicle, yeah. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee.

COUNCILMEMBER SINENCI: Chair?

CHAIR RAWLINS-FERNANDEZ: So, there is 2.5 million for coqui frog eradication in this, but I don't know...Ms. Yoshimura, does that 200...2.5 million go to one entity or could it be broken up into more than one?

MS. YOSHIMURA: Chair, as it's written now it could be multiple entities, but you could put a proviso there if you wanted to.

CHAIR RAWLINS-FERNANDEZ: Member Lee?

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COUNCILMEMBER LEE: I thought we would put a proviso on --

CHAIR RAWLINS-FERNANDEZ: Environmental Protection.

COUNCILMEMBER LEE: --to the new appropriation of 1.9.

CHAIR RAWLINS-FERNANDEZ: Okay. I just wanted you to know your options.

COUNCILMEMBER LEE: Oh, thank you, thank you. Well, I heard that we were going to be talking about MISC and at one point Council Chair was talking about withholding that money, so that's why I don't want our money to be tied to any one particular nonprofit.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. So, the motion on the floor made by Member Hokama and seconded by Chair King is up for discussion.

VICE-CHAIR KING: Are we including...Chair, are we including the entities --

CHAIR RAWLINS-FERNANDEZ: Fifty thousand.

VICE-CHAIR KING: --you just mentioned in that motion?

CHAIR RAWLINS-FERNANDEZ: Yes.

VICE-CHAIR KING: Okay. So, the motion is --

CHAIR RAWLINS-FERNANDEZ: One point nine.

VICE-CHAIR KING: --to increase to 1.9 with the...

CHAIR RAWLINS-FERNANDEZ: Maui Nui Marine Resource --

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: --Council, East Maui watershed Miconia, and 50,000 for coqui frogs.

VICE-CHAIR KING: Okay. So, that...oh, okay. And the 895 for...

CHAIR RAWLINS-FERNANDEZ: And the 895 for MISC.

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VICE-CHAIR KING: Okay. So, that's a total of 1.570, so that still leaves some money in there for new grantees.

CHAIR RAWLINS-FERNANDEZ: Okay. Everybody clear on the motion? Alright, I'll call for the question. All those in favor, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay. Motion passes unanimously.

VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

VICE-CHAIR KING: Thank you, Members.

CHAIR RAWLINS-FERNANDEZ: Okay, okay. We have three more and then our 140,000 for district grants. Member Molina? Or is that what you were going to ask?

COUNCILMEMBER MOLINA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: That's the one I asked you about last night, Page 16.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: But yeah, once we complete all these other --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: --considerations. Thank you.

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CHAIR RAWLINS-FERNANDEZ: Okay, so on Page 122 [sic] at the top 750,000 for, to acquire land for ADA compliance in Hana. We needed additional information to determine if that would be better put in Appendix C, CIPs. Mr. Ueoka?

MR. UEOKA: Thank you, Chair. I guess, is there open space funds available? Or is this for open space, Mr. Sinenci?

COUNCILMEMBER SINENCI: No, this is to acquire the parking for and to the park into the Hana Ballpark.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: So, essentially, you're expanding accessibility to an existing County park?

COUNCILMEMBER SINENCI: We're, want to be compliant. We're not compliant right now.

CHAIR RAWLINS-FERNANDEZ: Is it expanding?

COUNCILMEMBER SINENCI: Yes, it is. It would be expanding.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. UEOKA: I think that would fall under the Open Space Fund if there are funds available. It would improve accessibility and I'd prefer if we didn't go into whether or not a park is compliant or non-compliant right now. We can further discuss that later.

COUNCILMEMBER SINENCI: Oh, sorry. Well, it does have some built structures. It would include some paving and built structures.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

COUNCILMEMBER KAMA: So, Chair?

CHAIR RAWLINS-FERNANDEZ: Page 22 at the top, 750,000 for acquisition of land in Hana for a parking lot.

COUNCILMEMBER KAMA: Chair, while Mr. Ueoka's...

CHAIR RAWLINS-FERNANDEZ: Member Kama?

COUNCILMEMBER KAMA: So, does that mean that the park is not accessible?

CHAIR RAWLINS-FERNANDEZ: I think we can't, shall not have that discussion on the floor.

COUNCILMEMBER KAMA: Oh, I'm sorry.

CHAIR RAWLINS-FERNANDEZ: Okay.

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COUNCILMEMBER SINENCI: Chair?

CHAIR RAWLINS-FERNANDEZ: Member Sinenci, please be cautious.

COUNCILMEMBER SINENCI: We're looking to move it into CIP so that we can include appraisal, land acquisition, planning, and design.

MR. UEOKA: Just, I guess, --

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: --I would, I guess, if it fits directly into open space, 'cause it's one of the purposes is for purchasing or other...acquiring lands and then da da da. Like one of the things is improving disabled and public access to and enjoyment of public land, open space, and recreational facilities. But so, if it's just limited to improving ADA access for this ballpark, and that's the extent of the purchase of this land, then I don't see a problem with including it in the Open Space Fund.

COUNCILMEMBER SINENCI: I mean, I can check with those other structures. Whatever this body feels is the appropriate venue for this.

CHAIR RAWLINS-FERNANDEZ: So, on this land that you're proposing to acquire you're planning to build structures on it?

COUNCILMEMBER SINENCI: Well, there's an existing structure on it and...

CHAIR RAWLINS-FERNANDEZ: There's an existing structure.

MR. UEOKA: Okay. Sorry, I just thought it was for a parking lot for a park, but if there's more to it than that it's probably more appropriate in the CIP. So, I apologize, Chair. Thank you.

COUNCILMEMBER SINENCI: Thank you, I will pursue --

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Ueoka.

COUNCILMEMBER SINENCI: --for general bond funds under the CIP.

CHAIR RAWLINS-FERNANDEZ: Okay. Chair King?

VICE-CHAIR KING: I just wanted to ask Member Sinenci who owns that land right now and was there an appraisal done?

COUNCILMEMBER SINENCI: Yeah, we're looking as part of the ask is to have an appraisal done.

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VICE-CHAIR KING: Oh, okay. So, it may not be 750 or do we know it's 750?

COUNCILMEMBER SINENCI: Right. And we would want to look at possible matching funds as well so that will be probably up to 750.

VICE-CHAIR KING: Okay. So, maybe because I did this with the Keawakapu is I put 50,000 in for an appraisal, so maybe that's the first step. Do the appraisal first and then come back, because you can come back for a budget amendment for bond funds if you find out it's, you know, what the actual appraised price is and you can do the negotiation.

COUNCILMEMBER SINENCI: Will the appraisal still be in this Budget?

VICE-CHAIR KING: Yeah, you can put the appraisal into this Budget that's what I did with the Keawakapu one. We put the appraisal in, get through that first, do the negotiation and then come back to the body for the bond funds once you get a firm price on it that you're proposing. That would be...is that appropriate?

CHAIR RAWLINS-FERNANDEZ: I think your appraisal went...but that was going to be open space because your appraisal went under open space.

VICE-CHAIR KING: Right. But it was just the process of getting the appraisal because if you put 750,000 in there, then that's basically what we're saying we're going to pay and we don't have an appraisal yet, so that would...

CHAIR RAWLINS-FERNANDEZ: Right. No, I agree with where you're going with this --

VICE-CHAIR KING: Yeah.

CHAIR RAWLINS-FERNANDEZ: --because an appraisal should be done first but as far as where it goes.

VICE-CHAIR KING: It could go into General Fund.

CHAIR RAWLINS-FERNANDEZ: Not the funding. If it then would go under --

VICE-CHAIR KING: Oh, a CIP.

CHAIR RAWLINS-FERNANDEZ: --Parks and Rec's CIP? Mr. Ueoka?

MR. UEOKA: Yeah. Thank you, Chair. That would probably where you just do like 20 to 50,000 just make your description design, planning, acquisition, only authorizing that whatever dollar amount and withholding the rest or not even appropriating the rest because it's GO bonds so you can always get the money later.

VICE-CHAIR KING: Right.

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MR. UEOKA: Thanks.

COUNCILMEMBER SINENCI: Okay. Should I make that motion, Chair?

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SINENCI: That up to 50,000...

CHAIR RAWLINS-FERNANDEZ: No, wait. Not up to.

COUNCILMEMBER SINENCI: Just 50,000?

CHAIR RAWLINS-FERNANDEZ: So, it's going to be under Parks and Rec, CIP, this is going to be Appendix C, 50,000 for --

COUNCILMEMBER SINENCI: An appraisal.

CHAIR RAWLINS-FERNANDEZ: --appraisal. I don't know if we need to also add acquisition and design but only the 50,000 would be for the appraisal. Does the design and acquisition language have to be in the CIP?

MR. UEOKA: Chair, you might want to just put it all in there 'cause I'm pretty sure if you can design it and acquire it for 50,000, you guys will be fine with that, too. But --

CHAIR RAWLINS-FERNANDEZ: Absolutely.

MR. UEOKA: --I think the idea is that you'll have an open CIP project already in your books. Thank you.

VICE-CHAIR KING: Right and then whatever is not used for the appraisal goes into...can stay in there for the next phase.

MR. UEOKA: That is correct, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. And because you're proposing to do a bond fund, wouldn't we be able to do just approve and authorize the bond at a later time and not put 60...750,000 and show that we're willing to spend that much money --

VICE-CHAIR KING: Right.

CHAIR RAWLINS-FERNANDEZ: --on that? Yeah, okay.

COUNCILMEMBER SINENCI: Yeah.

CHAIR RAWLINS-FERNANDEZ: So, it will just be for 50,000 and then after the appraisal add that the bond for it when we know how much you would spend on it.

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training, which they have one training per year and they include multiagency training. So, if there is an increase to the number of trainings per year, I guess, it'll be like \$7,000 per training.

COUNCILMEMBER KAMA: So, thank you, Budget Director. Thank you, Chair. I'd like to propose an increase of \$7,000 so that CIT...

CHAIR RAWLINS-FERNANDEZ: Under which program?

COUNCILMEMBER KAMA: What program was that Budget Chair [sic]? Sorry.

MS. YOSHIMURA: Chair, it would be under the Administration Program.

CHAIR RAWLINS-FERNANDEZ: Okay, \$6,000.

COUNCILMEMBER KAMA: No, it's 7,000 for training.

CHAIR RAWLINS-FERNANDEZ: Oh, seven, \$7,000 under Operations.

COUNCILMEMBER KAMA: But I wanted to...yeah. But I wanted to increase that 7,000 so that they can get trained twice a year instead of once a year. So, that's my proposal is for \$14,000 in CIT.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Is that your motion?

COUNCILMEMBER KAMA: That's my motion.

COUNCILMEMBER LEE: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Moved by Member Kama, seconded by Member Lee. So...okay. So, the motion is to increase under Department of Police, Administrative Program, under Category B, Operations 14,000 to 3,039,637, for new total of 3,053,637. Any discussion? Okay.

MR. UEOKA: Chair?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Just up to you guys, of course, but you might want to proviso that \$14,000 for CIT training also.

COUNCILMEMBER KAMA: Oh, I'd like to proviso that \$14,000 for CIT training. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER PALTIN: So moved.

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CHAIR RAWLINS-FERNANDEZ: Okay. Do you have the specifics for that proposal? Where is it going to go? How much?

COUNCILMEMBER KAMA: Can we put it under the same administration and allow them to maybe RFP out that to do the study?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair, I'm wondering if it should be under the Department of Housing and Human Concerns as a grant. I'm not sure what the scope is.

COUNCILMEMBER KAMA: Neither do I. That's why I'm looking for guidance.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Kama --

COUNCILMEMBER KAMA: Yes?

CHAIR RAWLINS-FERNANDEZ: --I completely agree, you know, in 2017 there was like almost ten suicides on Molokai alone, like, this is something that is really important to me, but we're already at 12:47 and we have a lot of work to do. And so, you know, I really was hoping Members would have all their proposals all set, and so that we can just like vote on them. Okay. I'll mark that as a revisit until we are able to come back to it after the 140,000 and if you can get that information and propose it then we can vote on it.

COUNCILMEMBER KAMA: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama.

COUNCILMEMBER KAMA: Thank you, colleagues.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. The next, I think this is the second to the last revisit. Well, not anymore. But, okay, so Page 23, Department of Prosecuting Attorney. This is my proposal to cut down on overtime, to add a position under Administrative Program--oh, shoot, where did it go--for 21,776 and Prosecuting Attorney for \$63,500 --

COUNCILMEMBER LEE: So moved.

CHAIR RAWLINS-FERNANDEZ: --under the Prosecuting Program.

COUNCILMEMBER MOLINA: Second.

CHAIR RAWLINS-FERNANDEZ: Moved by Member Lee, seconded by Member Molina. Discussion? Member Hokama?

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COUNCILMEMBER HOKAMA: I'm happy to support a limited term right now and to see the results of whether or not we should retain this or look at other personnel options. Thanks.

CHAIR RAWLINS-FERNANDEZ: Okay. For both? There's two positions.

COUNCILMEMBER HOKAMA: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: So...okay, Chair King and then I'll ask Member Hokama if that is an amendment to the main motion.

VICE-CHAIR KING: Okay. That's what I was going to ask him. But the figure that's on here on Page 23, is that reflecting those changes?

CHAIR RAWLINS-FERNANDEZ: Only one of the positions --

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: --on the bottom it would be an addition of \$63,500.

VICE-CHAIR KING: Of 63...oh, 635, okay. That was per this letter that we got?

CHAIR RAWLINS-FERNANDEZ: Right.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: And I believe that the administrative position is for eight months, yeah.

VICE-CHAIR KING: The 63,000.

CHAIR RAWLINS-FERNANDEZ: Is for eight months.

VICE-CHAIR KING: Right.

CHAIR RAWLINS-FERNANDEZ: Yeah.

VICE-CHAIR KING: Well, he said in here he was going to get additional...

CHAIR RAWLINS-FERNANDEZ: No, I think the 21,000 is for 8 months.

VICE-CHAIR KING: He said he was going to look for additional funding for that position, so I'm not sure what that's about.

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CHAIR RAWLINS-FERNANDEZ: Okay. Member Hokama, is the LTA an amendment to the main motion?

COUNCILMEMBER HOKAMA: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay. Is there a second?

COUNCILMEMBER MOLINA: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion to amend the main motion by Member Hokama, seconded by a Member Molina to amend E/P to LTA, so equivalent personnel to limited-term appointment.

VICE-CHAIR KING: Okay. That's for both of them?

CHAIR RAWLINS-FERNANDEZ: For both, both positions under Administrative Program and the General Prosecuting Program. Okay. Any discussion? Member Hokama?

COUNCILMEMBER HOKAMA: Quickly, Chair, I think we can this way quickly provide immediate support to the division that needs the assistance. Second, if it works out we can then eventually consider a full E/P status. Also we allow the time of to see the results of Workday implementation and whether or not there is the efficiencies and adjustments that is the benefits of our investments. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Chair King?

VICE-CHAIR KING: Thank you. I support the amendment and also because our prosecuting attorney sent a letter saying that the position which the full time Deputy Prosecuting Attorney at 63,5 he initially requested to be unfunded and then he would try to grant the source; however...or get grant source funding for the salary; however, he's now asking for the 63,000 and will seek grants versus for the future. So, this will give him the chance to also seek that grant funding.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. Okay. And this was my proposal, I support the amendment to the main motion.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Members, we're voting on the amendment to the main motion which is to amend the proposal from E/P to LTA. All those in favor, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: All those opposed? Okay. Motion passes unanimously.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE AMENDMENT.

CHAIR RAWLINS-FERNANDEZ: Okay. Now we're on the main motion to approve an additional LTA at 21,776 under Administrative Program and Prosecuting Attorney for \$63,500 under the General Prosecution Program, LTA, both LTA. Okay, okay. Any discussion?

COUNCILMEMBER MOLINA: Call for the question.

CHAIR RAWLINS-FERNANDEZ: Okay, all those in favor, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? The motion passes unanimously.

VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

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CHAIR RAWLINS-FERNANDEZ: Okay. Okay. We have the 140,000. I do recognize that it's 12:54, but if Members would like to finish this up first and then we can break for lunch. Any objections?

COUNCILMEMBERS: No objections.

VICE-CHAIR KING: Chair, I don't have any objections. I just wanna make sure that everyone's ready so that we're not pontificating on what we'd like to...so.

CHAIR RAWLINS-FERNANDEZ: Yeah. So, I think we, I think we...

VICE-CHAIR KING: Because you're the police, you're the thought police.

CHAIR RAWLINS-FERNANDEZ: Yes. So, Member Lee requested everyone bring it in writing for any of the provisos that they would like to propose for the 140,000 OED grant, cultural and economic development grant for their district. Okay. I'll just, I'll start on, with Member Sinenci, and then I'll work my way down. Just say what it is, I think, I don't know if Members need a rationale. I think we trust you in your district.

COUNCILMEMBER SINENCI: Just the grant and the figure?

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SINENCI: Okay. First proviso, East Maui Taro Festival 18,000. Na Mamo O Muolea Limu Festival 6,000, Ma Ka Hana Ka Ike Mahele Farms 20,000, Hana Arts Program 30,000, Hana Canoe Club, Hana Regatta 10,000, Hana Cultural Center 5,000, Kipahulu Ohana 10,000, Ma Ka Hana Ka Ike Makahiki Games 10,000, Hana Festivals of Aloha 5,000, Na Moku Aupuni O Koolau Hui Loi Restoration 8,000, and Na Moku Aupuni O Koolau Hui Hoolaulea 8,000.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci.

COUNCILMEMBER SINENCI: O ia wale.

CHAIR RAWLINS-FERNANDEZ: Will you please hand that to Staff?

COUNCILMEMBER SINENCI: Thank you.

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Proviso provided that 25,000 shall be for the Haiku Hoolaulea and Flower Festival. That's it.

CHAIR RAWLINS-FERNANDEZ: Oh, that's so long Member Molina. Mahalo, Member Molina. Member Lee?

COUNCILMEMBER LEE: Madam Chair, Wailuku First Friday 25,000. That's it.

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CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Chair King?

VICE-CHAIR KING: Okay, North Waipuilani Park 25,000 for cultural preservation at that park. We're doing a public private/partnership with the parks and the Aha Moku. Maalaea Village Aha Moku, I mean, ahupuaa sign project 7,500, and Whale Day and parade 60,000. So, I'm leaving some open for other grants.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. And then Staff will come by and grab that. Member Hokama?

COUNCILMEMBER HOKAMA: Chair, I really don't have a specific list. Our community has been very frugal and very tactical in approaching our grant funding, so all I can say is the current funding we have less than 10,000 left in our balances because the community did submit and qualify and is receiving the current funding. So, for...all I would say is I expect the same amount of applications for the upcoming year. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Paltin?

COUNCILMEMBER PALTIN: Thanks, Chair. I'd like my community to go ahead and apply for those grant funds and if they need assistance I'll be open to helping them, but I'm sure the Mayor's staff got it under control.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Sugimura?

COUNCILMEMBER SUGIMURA: Yeah, I already submitted it but 15,000 for Pukalani Community Association for their Christmas, golf cart, electric golf cart parade asked by the community to do that, and then 5,000 for the Makawao Town 4th of July Parade 'cause I remember my friend down the road was going to do 10,000 for...oh, what?

COUNCILMEMBER MOLINA: It says 10,000.

COUNCILMEMBER SUGIMURA: Yeah, yours is 10,000, mine is 5 to make 15,000. Is that okay? I think you forgot to mention it when you mentioned it earlier.

COUNCILMEMBER LEE: ...*(inaudible)*...

COUNCILMEMBER SUGIMURA: And, I'm going...

CHAIR RAWLINS-FERNANDEZ: I should make Member Lee the police.

COUNCILMEMBER SUGIMURA: Yeah. And basically, I'm going to leave mine open and Kula we're gonna do a sign project and I'm going to wait to hear what the, like, what Kihei did.

CHAIR RAWLINS-FERNANDEZ: Okay.

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COUNCILMEMBER SUGIMURA: We're going to do something similar and --

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura.

COUNCILMEMBER SUGIMURA: --I want to help King K also. Thanks.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Member Kama?

COUNCILMEMBER KAMA: I just want to proviso \$10,000 to the World Order of Kamehameha Kahekili Chapter and leave the rest open.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Okay, and for my District Molokai Ka Hula Piko 10,000, Makahiki 20,000, Kulaia Canoe Festivals 10,000, Joy to the World Electric Parade 15,000, Molokai 4-H Program 10,000, and ahupuaa signage project 20,000. Okay, alright. Okay. We have our last revisit. Mahalo for all the Members' expeditiousness. That's probably not a word. Member Kama is the last revisit.

COUNCILMEMBER KAMA: Okay. Thank you very much for your indulgence, Chair. I appreciate you all who have to wait for me before you can go to lunch. I feel like I'm holding you hostage. But so, I'm looking at Page 9, if you all want to turn to Page 9, under Human, item C, Human Concerns Program, Administration.

COUNCILMEMBER SUGIMURA: General.

COUNCILMEMBER KAMA: General. And that's where I'd like to put my study.

CHAIR RAWLINS-FERNANDEZ: Okay. So, under Human Concerns Program, General, under Operations, how much?

COUNCILMEMBER KAMA: What did I say? Thirty-five thousand.

CHAIR RAWLINS-FERNANDEZ: Twenty-five thousand.

COUNCILMEMBER KAMA: Twenty-five thousand.

CHAIR RAWLINS-FERNANDEZ: And the proviso?

COUNCILMEMBER SUGIMURA: Provided that 25,000 shall be used for suicide crisis study for Maui County is what you had said.

COUNCILMEMBER KAMA: Right. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. So, that was the motion.

UNIDENTIFIED SPEAKER: So that's a proviso or. . .

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COUNCILMEMBER KAMA: Thank you.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: For the Lanai Kinaole grant, Member Hokama, you're going to find funding for that? If it's...if you're good with where it's at, I'm good with where it's at.

COUNCILMEMBER HOKAMA: Yeah. I'm just good with where it's at.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER HOKAMA: Yeah, thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Hokama. Okay. Members, we finished the Budget bill. Yay. Okay. So, it's 1:02, we're still behind schedule. It's okay. We can still do this. Okay. So, we have Appendix B and Appendix A Part II. When we return from lunch if you have, if you'd like to write this down these are the pages that have no changes and when we return if there are no changes I'd like to ask for consensus. But, if there are any proposed changes when we return we can make those changes at that time. Okay. I'm going to let you know what the pages are, Page 3, 6 through 9, 11 through 21, 23 through 25, 27 through 45, and 47 through 55. So, over the break if you could please just review those and if you see...so there is no amendments by, proposed amendments by the Mayor or myself, but if anyone has amendments on those pages we can take them up but just, I just wanted you to be prepared for that and if there are I'll ask the Members if there are any amendments and if there are none, then I would like to ask for consensus so that we can just get that, the bulk of it completed. Member Paltin?

COUNCILMEMBER PALTIN: Is that...are we looking at Appendix B?

CHAIR RAWLINS-FERNANDEZ: Yeah. That is Appendix B, which looks like this one.

COUNCILMEMBER SUGIMURA: Rates and fees.

CHAIR RAWLINS-FERNANDEZ: Rates and fees.

COUNCILMEMBER PALTIN: The one you gave out?

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER PALTIN: Okay.

CHAIR RAWLINS-FERNANDEZ: The other, like, on what Monday, Tuesday? Yeah.

COUNCILMEMBER PALTIN: Not the original version, the one you gave out?

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CHAIR RAWLINS-FERNANDEZ: Yeah, not the original one. The one that was...

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: Yeah, the one on the bottom-right stamp written in April 23rd. Okay. So, okay, Members, 2:30. Okay, alright. It's 1:04 on April 25th, the Economic Development and Budget Committee will return at 2:30 p.m. and we are now adjourned. ...*(gavel)*...

RECESS: 1:04 p.m.

RECONVENE: 1:13 p.m.

CHAIR RAWLINS-FERNANDEZ: ...*(gavel)*... Will the Economic Development and Budget Committee please return to order. It is 1:13 on April 25th. We are reconvening to correct the record. The Economic Development and Budget Committee Chair meant to say "recess and reconvene to 2:30" and not adjourn. Mahalo to the Members, for sticking around a few more minutes so that we could correct that on the record. And I believe that's all that needs to be said. So it's 1:13 on April 25th, the Economic Development and ...*(chuckled)*... sorry, the Economic Development and Budget Committee is, will be in recess until 2:30. We are now in recess. ...*(gavel)*...

RECESS: 1:13 p.m.

RECONVENE: 2:38 p.m.

CHAIR RAWLINS-FERNANDEZ: ...*(gavel)*... Will the Economic Development and Budget Committee please return to order. It is 2:38 on April 25th, and we are going to begin our review and decisions on Appendix B: Revenues – Fees, Rates, Assessments and Taxes. Okay, Members. I read some page numbers, so my plan is to go over those pages and see if there any amendments. If there are any amendments, then you let me know what page and I'll pull that out of our consolidated vote. Okay. And then after we go over those then we'll start from the Page 2 and we'll work our way to Page 56 saving the RPT rates for the end. Okay. Okay. Page 3, any amendments? Okay. Pages 6 through 9?

COUNCILMEMBER MOLINA: Madam Chair, Page 7.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, Page 11 through 21? Pages 23 through 25?

COUNCILMEMBER PALTIN: Oh, sorry.

CHAIR RAWLINS-FERNANDEZ: No, go ahead.

COUNCILMEMBER PALTIN: Twenty-one.

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CHAIR RAWLINS-FERNANDEZ: Twenty-one, okay. Pages 23 through 25? Okay.

COUNCILMEMBER SUGIMURA: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Sure.

COUNCILMEMBER SUGIMURA: So, you just went...

CHAIR RAWLINS-FERNANDEZ: So, all the pages here are the pages that the Mayor and myself didn't have any proposed amendments to, and so I'm going through the pages that didn't have any amendments or proposed amendments and to see if the body had any proposed amendments. And if the body doesn't have any proposed amendments, then we're going to come to consensus on the, these, all these pages and then we'll go through starting with Page 2 and then we'll go each page except for RPT.

COUNCILMEMBER SUGIMURA: So, what about Page 11...Page 14?

CHAIR RAWLINS-FERNANDEZ: That'll come up with Page 14, yeah. And the Page 14 is the motor vehicle weight tax and highway improvement fees, okay. Okay. Okay, Pages 27 through 45?

COUNCILMEMBER SINENCI: Chair, 28.

CHAIR RAWLINS-FERNANDEZ: Twenty-eight.

VICE-CHAIR KING: Forty-five has a change.

CHAIR RAWLINS-FERNANDEZ: Forty-five.

COUNCILMEMBER SUGIMURA: Page 17.

CHAIR RAWLINS-FERNANDEZ: Seventeen?

COUNCILMEMBER SUGIMURA: Yeah, sorry, rewind.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER PALTIN: I'll take 29.

CHAIR RAWLINS-FERNANDEZ: Okay, guys.

COUNCILMEMBER LEE: You have to be like the bamboo.

CHAIR RAWLINS-FERNANDEZ: A ali i, the a ali i ku makani.

COUNCILMEMBER LEE: Okay. . . .*(inaudible)*. . .

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CHAIR RAWLINS-FERNANDEZ: Okay, let's see, 47 through 55? And I'll give you a minute to double check.

VICE-CHAIR KING: Chair, if you have amendments on there what does it look like?

CHAIR RAWLINS-FERNANDEZ: If I have amendments on Page 47 through 55?

VICE-CHAIR KING: Yeah. Are there amendments on some of these that you put in?

CHAIR RAWLINS-FERNANDEZ: There shouldn't be.

VICE-CHAIR KING: Okay. So, what we're looking at is the Mayor's proposed changes and whether we have some issues with that?

CHAIR RAWLINS-FERNANDEZ: Oh, on 46 and 47?

VICE-CHAIR KING: Right.

CHAIR RAWLINS-FERNANDEZ: Yeah, so if you have amendments to that. So, did you have amendments or did you want to just discuss it?

VICE-CHAIR KING: No, I just thought we should discuss...

CHAIR RAWLINS-FERNANDEZ: Forty-six through forty-seven?

VICE-CHAIR KING: Yeah, the Water Supply Water Fund.

CHAIR RAWLINS-FERNANDEZ: Okay, let me know if you have any.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: No, no 26.

UNIDENTIFIED SPEAKER: Forty-six.

CHAIR RAWLINS-FERNANDEZ: Oh, 46?

UNIDENTIFIED SPEAKER: Forty-six.

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SUGIMURA: Forty-five.

CHAIR RAWLINS-FERNANDEZ: Okay, sorry. Okay.

COUNCILMEMBER SUGIMURA: You said 45 already, yeah?

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CHAIR RAWLINS-FERNANDEZ: Oh, okay. Okay. So, those pages are the ones that I didn't have amendments to. The Mayor could have, so like 47, but 46...

COUNCILMEMBER LEE: Thank you for that clarification. What is the red marks...

CHAIR RAWLINS-FERNANDEZ: Sorry.

VICE-CHAIR KING: Did somebody call Page 7?

CHAIR RAWLINS-FERNANDEZ: Yes.

VICE-CHAIR KING: Okay.

COUNCILMEMBER KAMA: Bingo.

COUNCILMEMBER SUGIMURA: So, we have 45, 46, and 47. Is that correct?

CHAIR RAWLINS-FERNANDEZ: Forty-five, 46, and 47, yes.

COUNCILMEMBER SUGIMURA: Okay. On Page 7.

CHAIR RAWLINS-FERNANDEZ: Okay. No other proposed amendments on any of the pages? Okay. Alright. So, I have...there are no amendments from myself or from the Councilmembers on Pages 3, 6, 8 through 9, 11 through 16, 18 through 20, 22 through 25, 27, 30 through 44, and 48 through 55. Okay. Please let me know if I missed any pages that you had proposed amendments on.

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: So, if we don't see any changes made that means the Mayor just left this from same as last year? Correct?

CHAIR RAWLINS-FERNANDEZ: Yes.

VICE-CHAIR KING: Okay. Let me double check.

CHAIR RAWLINS-FERNANDEZ: Okay, Members, are you ready for consensus? Consensus?

VICE-CHAIR KING: Consensus.

CHAIR RAWLINS-FERNANDEZ: Okay, Members, consensus on these pages?

COUNCILMEMBERS: Consensus.

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CHAIR RAWLINS-FERNANDEZ: Okay. Now, we can begin. Okay, okay. Alright. Starting on Page 2, there is an amendment from the Mayor. Ms. Yoshimura, do you know why...do you know the rationale for the change in Department of Environmental Management included in the language there?

MS. YOSHIMURA: Chair, the Department of Environmental Management has all special funds, Solid Waste Fund, Sewer Fund, and the EP&S Fund. And so, if it's not designated here it'll go into the General Fund where it should go into its respective funds.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Yoshimura. Chair King?

VICE-CHAIR KING: Yeah, I'm just wondering why because it's been like that for a while. Why is it a new change?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Sorry, I can't answer that. I don't know why it's never been recognized before, but...

VICE-CHAIR KING: It's just been overlooked?

MS. YOSHIMURA: Probably.

VICE-CHAIR KING: Okay.

MS. YOSHIMURA: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay. And then we're gonna skip Page 3 because we already came to consensus on it. Okay. Okay. Okay. So, this proposal decreases the rates proposed by the Mayor by .25 percent to lessen the burden on residents, especially since there are many who are going to have to convert from cesspool to septic and need to budget for that soon, so that was the rationale behind that and...

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Did you say it decreases it?

CHAIR RAWLINS-FERNANDEZ: So, the Mayor's proposal is not on here, so the 31.58 is what it currently is so on that first one.

VICE-CHAIR KING: But you're proposing to put it up to 31.63.

CHAIR RAWLINS-FERNANDEZ: Right. So, it's a decrease from the Mayor's proposal.

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VICE-CHAIR KING: Oh, I thought you said it was...

CHAIR RAWLINS-FERNANDEZ: And the Mayor's proposal isn't on here.

VICE-CHAIR KING: Oh.

CHAIR RAWLINS-FERNANDEZ: So, if you would like to get the Mayor's proposal in front of you so you can see the three.

COUNCILMEMBER LEE: Well, the Mayor's proposal is 25 percent more right?

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER LEE: Okay.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. So, it's 31.65. Member Hokama?

COUNCILMEMBER HOKAMA: So, can you give us the running totals in this accounts now so I know what the advantage is between the Mayor's proposal and the Chair's proposal? Do we know where we are? Or we added to CIP and Ops? I want to see how much we got to raise or what we got to adjust?

CHAIR RAWLINS-FERNANDEZ: Okay. Can get that number. So, if you'd like to mark this as a revisit...

VICE-CHAIR KING: Chair? What did you say the Mayor's proposal was on that first...

CHAIR RAWLINS-FERNANDEZ: I think it was 31.65.

VICE-CHAIR KING: 'Cause...okay, 'cause the one I have says 32.50.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. Then that's the one.

VICE-CHAIR KING: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: Yeah. I don't have the Mayor's one --

VICE-CHAIR KING: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: --in front of me either right now.

VICE-CHAIR KING: So, 32.50, the next one is 4.50, the next one is 62.75, 32.50, 4.50, 50.25, 17.25. Do you know what the percentage increase yours is over what it was?

CHAIR RAWLINS-FERNANDEZ: Over what the current is?

VICE-CHAIR KING: Right.

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CHAIR RAWLINS-FERNANDEZ: No.

VICE-CHAIR KING: Oh, okay. So, it wasn't just a flat percentage, you just went 25 percent below the Mayor's?

CHAIR RAWLINS-FERNANDEZ: Yes.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Yes, .25 below the Mayor's. Member Sugimura?

COUNCILMEMBER SUGIMURA: So Chair, I can understand where Member Hokama is coming from because in order to make these decisions we kinda have to know what we're trying get to or what is the impact for the departments from the Mayor's Budget to this. So, are we going to get those numbers?

CHAIR RAWLINS-FERNANDEZ: Yeah, if you'd like to mark it as a revisit then I can...

COUNCILMEMBER SUGIMURA: Oh, you're just going...that's how you going to do it? Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: But I think...I don't know if Member Molina...did you have proposals for this one?

COUNCILMEMBER MOLINA: It's Page 7.

CHAIR RAWLINS-FERNANDEZ: Oh, Page 7. This is Page 4, sorry. Member Lee?

COUNCILMEMBER LEE: Well, I'm thinking, you know, they're going to be asking or somebody's going to be asking that same question for every fee we come, you know, that we come into, that we deal with. So, do you have an overall average, it went up or they all went down 25 percent? Is that...

CHAIR RAWLINS-FERNANDEZ: From the Mayor's?

COUNCILMEMBER LEE: Yeah.

CHAIR RAWLINS-FERNANDEZ: I don't know the percentage increase that the Mayor did.

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COUNCILMEMBER LEE: Changes from fee to fee. What percentage you changed? 'Cause otherwise you got to be...

CHAIR RAWLINS-FERNANDEZ: No, just this one.

COUNCILMEMBER LEE: Only just one?

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER LEE: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: Pretty sure.

COUNCILMEMBER LEE: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. We'll just mark this one as a revisit, and then I'll get those numbers. Okay. Any objections to me marking it as a revisit?

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay. Page 5. So, all of those in red are the Mayor's and the ones, the one that is highlighted is the Kualapuu flat rate. Member Sugimura?

COUNCILMEMBER SUGIMURA: So, the Mayor's numbers are consistent with yours except only that Kualapuu flat rate is...

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SUGIMURA: His was 62.75 and yours is 60 even.

CHAIR RAWLINS-FERNANDEZ: So, I'm probably guessing that you'd like to see the impact of that?

COUNCILMEMBER LEE: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: . . .*(inaudible)*. . .

VICE-CHAIR KING: Yeah, it's changed from the Mayor's last one.

CHAIR RAWLINS-FERNANDEZ: The Mayor's is 65.

COUNCILMEMBER LEE: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Yes.

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COUNCILMEMBER SUGIMURA: Except for Kualapuu, yeah.

CHAIR RAWLINS-FERNANDEZ: Okay, so how about I mark Kualapuu as a revisit?

VICE-CHAIR KING: Chair, what's the, do you know what the number of people in that area is that are paying that flat rate? No?

CHAIR RAWLINS-FERNANDEZ: Not on me at the second.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: But if, Members don't have any proposals to the Mayor's Sewer Fund here, I can ask for consensus on those. Unless there's discussion?

COUNCILMEMBERS: Consensus.

CHAIR RAWLINS-FERNANDEZ: Okay. Members consensus on the Mayor's proposal of the industrial restaurant food service establishment, so everything in that section that is not highlighted and amended and underlined in red. Okay, alright. Okay. And Page 6, we came to consensus on. And Page 7, Member Molina?

COUNCILMEMBER MOLINA: Yes, thank you very much, Madam Chair. I propose under, on Page 7 under Category 7 landfill hauling fee increase. The Mayor's proposed increasing the fee from \$3 to \$5, a 67 percent increase. In my humble opinion, Madam Chair, I think that's a bit high. But yet, at the same time I do understand we need to help offset our cost for maintaining the landfill. So, I would propose a \$1 increase instead of a \$2 increase. Would you like me to frame that in a motion, Madam Chair?

CHAIR RAWLINS-FERNANDEZ: Yes, please.

COUNCILMEMBER MOLINA: Okay. I propose amending the Mayor's proposed increase of \$5 to \$4.

VICE-CHAIR KING: Where's that?

COUNCILMEMBER MOLINA: Page 7.

CHAIR RAWLINS-FERNANDEZ: That's in category...Page 7.

COUNCILMEMBER MOLINA: Category VII.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER LEE: Second.

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CHAIR RAWLINS-FERNANDEZ: Okay. Moved by Member Molina, seconded by Member Lee to amend Category VII, residential refuse hauling for light trucks or other vehicles with a gross weight of less than 10,000 pounds to \$3, \$4.

COUNCILMEMBER MOLINA: To four dollars, yes.

CHAIR RAWLINS-FERNANDEZ: To \$4 per truck or vehicle at Central Maui Landfill only, all other facilities no charge.

COUNCILMEMBER MOLINA: May I speak to the motion, Madam Chair? Yeah and...

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER MOLINA: Thank you. And I know it may seem manini and trivial to some but, you know, that extra dollar means something. I mean, that you could use that extra dollar to go buy a large soda or coffee at McDonald's, you know what I mean, by saving. But, you know, it's interesting we had Mr. Ratte this morning and I had asked him about the impacts of the \$3 increase and as it relates to illegal dumping and thus far have not seen anything to cause concern. So, my thought was if you go to five it may, you know, motivate some incorrigibles to go ahead and do some illegal dumping. So, a \$1 bump I am hopeful that it will not cause any increased illegal dumping. And so, it's a compromise, but at the same time, too, we need to be sensitive that we have to be aware of our maintenance cost at the landfill. So, I put it out there for the body's consideration, Madam Chair. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Members, discussion? So, this is Department of Environmental Management, Solid Waste Management Fund. Member Sugimura?

COUNCILMEMBER SUGIMURA: So, we're opening...we're trying to open up the landfill one extra day and I just wonder if this increase represents some of that added cost that we heard about. So, I understand what Mr. Molina is saying, but I kind of would have liked to hear from the Department what the increases were and what the actual individual, what they collected this current fiscal year and what this new amount would be in comparison because we're adding on more services for Sunday and I think that's kind of a huge ask. So, do we have that information?

CHAIR RAWLINS-FERNANDEZ: It's not my proposal. Member Molina?

COUNCILMEMBER MOLINA: No, I don't but maybe those questions should have been asked earlier during the process. So, I didn't feel the need to ask but if Member Sugimura brings up this concern maybe it should have been something or, you know, I guess nothing is going to be final today I presume. Maybe if Member Sugimura wants to ask on her own what the impact --

COUNCILMEMBER SUGIMURA: I'll find out.

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COUNCILMEMBER MOLINA: --or maybe the Budget Director might have some insight?

MS. YOSHIMURA: Chair, I'll report back to you.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. So, that's the proposal and we'll just...there's a motion on the floor. Okay. We have more discussion. Member Sinenci and Chair King.

COUNCILMEMBER SINENCI: Thank you, Chair, just clarification. If we're taking out a dollar from this refuse fee, are we looking, do we need to balance it somewhere else? Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Chair King?

VICE-CHAIR KING: Yeah, I don't, personally, I don't see that great a difference. It's a one-time fee. It's not like it's times a number of thousands of pounds. It's just, I don't think someone's going to because it's \$5 instead of \$3 dump their garbage on the side at the road, so to me it's a fairly reasonable, you know, going to \$5. I don't think that's a huge burden.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. I support Member Molina's proposal and I can also look into what the impact would be, but it doesn't sound like Members...are Members...

COUNCILMEMBER SUGIMURA: Revisit.

CHAIR RAWLINS-FERNANDEZ: Okay. There's a motion on the floor, so we know what the proposal is and we can try to figure out some numbers. Would you like to withdraw your motion for now and we'll mark this as a revisit? Or would you like to take the vote?

COUNCILMEMBER MOLINA: Madam Chair, respectfully no, but if majority of the Members want to revisit so be it, but I think, you know, as Chairman King said I mean I don't know if there's tons of people that go to the landfill every day, you know, on their own. But, yeah, for me, I don't need to see the numbers but if the majority of the Members want so be it.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Is there any objection to marking this as a revisit?

COUNCILMEMBERS: No objection.

COUNCILMEMBER SUGIMURA: Thank you, Mr. Molina.

CHAIR RAWLINS-FERNANDEZ: Okay. And then on Pages 8 and 9.

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VICE-CHAIR KING: Can I ask a question, Chair?

CHAIR RAWLINS-FERNANDEZ: Yes, Chair?

VICE-CHAIR KING: Before we leave this. This says there's a residential refuse hauling for light trucks or other vehicles with a gross vehicle weight of less than 10,000 pounds. So, but there's nothing that says about anything over 10,000 pounds. Is that because there are no residential trucks that are over 10,000 pounds or are all with...I can't imagine over 10,000 pounds would be free and under 10,000 pounds will be charged? Am I missing something?

UNIDENTIFIED SPEAKER: I don't know. Maybe those trucks are commercial or something.

VICE-CHAIR KING: Oh, that's what I'm wondering.

CHAIR RAWLINS-FERNANDEZ: Does that become a large truck?

MS. YOSHIMURA: Is that on Page 6?

CHAIR RAWLINS-FERNANDEZ: On Page 7.

MS. YOSHIMURA: Seven. Chair, I would need to look into this and get back to you. I'm assuming it's because commercial trucks aren't allowed or, you know, don't do this \$5 hauling fee.

VICE-CHAIR KING: And then I was just trying to figure out if there's no such thing as a residential refuse hauler or other vehicle with a gross weight of more than 10,000 pounds because it just...

MR. UEOKA: Chair, if I may?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: I think there's a classification regarding GVW for commercial vehicles but and it's for the weight tax, but I don't think it lines up with 10,000 GVW but, I guess, that's just the determination that was made by Solid Waste as to where the cutoff is for residential and commercial. Thank you.

VICE-CHAIR KING: Okay. So, it automatically be considered commercial if it's over 10,000? Maybe, you could just check into that, too.

MR. UEOKA: Chair?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

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MR. UEOKA: It doesn't have to line up with the vehicle weight tax. It's up to you guys if you want to, how you want to line it up. But I think 10,000 is what the Solid Waste decided, been that way a long time, I believe.

VICE-CHAIR KING: Yeah, I was just wondering if you had, if you were a residential refuse hauler and you had something over 10,000 what would the charge be. That's...it just doesn't have...it's free if you have a big truck.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. UEOKA: I think the focus here is the first part of the sentence residential refuse hauling is for light trucks. I think that's what it's trying to say. You can't have a commercial truck and have residential refuse hauling or, I'm sorry, a not light truck.

VICE-CHAIR KING: It says light trucks or other vehicles.

MR. UEOKA: Right, but that's the definition on Page 6, Category I, Category II, Category III. Ms. Yoshimura stated that it's classified, and so, I mean, the definition is you can only be residential or refuse hauling if you're a light truck and, you know, like Category I. Thank you.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Good? Okay, okay. Pages 8 and 9, we came to consensus to. There weren't any amendments. And then Page 10, we're going to come back to at the end. Pages 11 through 16, we came to consensus to. And Page 17. Member...it was one of the Supremes.

COUNCILMEMBER SUGIMURA: Do wa, do wa.

CHAIR RAWLINS-FERNANDEZ: Diana, it's your turn.

COUNCILMEMBER SUGIMURA: So, under this Residential Workforce Housing section. Ending of last year, we passed a new ordinance 2.97, and I just don't know really where to put it. So, I'm just interjecting it here but the ordinance provides for fees of, I think it's \$50,000 as a refundable deposit and I wonder if...

CHAIR RAWLINS-FERNANDEZ: Where are you?

COUNCILMEMBER SUGIMURA: On Page 17.

CHAIR RAWLINS-FERNANDEZ: Yes. Where?

COUNCILMEMBER SUGIMURA: At the very bottom. I see Residential Workforce Housing requirement and it sounds like if it's here but...

CHAIR RAWLINS-FERNANDEZ: And what is the, your proposal?

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COUNCILMEMBER SUGIMURA: And so the fee in the ordinance is a \$50,000 refundable, like, deposit and it's part of the filing or processing fee, I guess, for 2.97, which is a brand new ordinance as in 2.96, right, this next one is 2.97. I think 50,000 is kind of steep, but I would love to hear from, I think Mr. Ueoka helped craft this.

VICE-CHAIR KING: I think, Chair, if I can?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: That was a \$50,000 deposit if they, to assure that they finish the project on time so they get it back if they finish it on time, so that was the refundable piece.

COUNCILMEMBER SUGIMURA: Yes. I just think it's high but.

VICE-CHAIR KING: Well, it's an ordinance. We can't change it here. We can list it here, but I don't think we can work it. Can we change an ordinance, like, in the Budget bill?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you, Chair. Ordinance 4941 was passed and it was placed under the Department of Housing and Human Services Special Revenues/Trust and Agency Fund. It was placed at the end. It was Residential Workforce Housing Policy incentives and exemptions, Residential Workforce Housing development fast track fill out application fee 50,000, and 2.97.070 and it states an application fee of 50,000, so it is in rates and fees so if you wanted to change it you could in this process. It's a policy matter but I don't think anyone felt that...

VICE-CHAIR KING: We had a long discussion about this and this is a fee that the developer pays because the feeling was that we don't want to just keep letting these extensions happen, we want these to get done on time. If you're trying to get to a number by a certain date of affordable housing, then we need these projects to be on time and so that was the discussion that we had when we passed that ordinance. And, you know, if they do it on time they can get the refund. So, I remember having the discussion of whether that was too little.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you, Chair. And Chair King is correct and the understanding is that if they don't end up building it on time, the amount of staff time that goes into it and Council time easily equates 50,000 in charges and it is like she said a deposit. If they do fulfill what they promise to do in the process the money is refunded at the end. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Ueoka.

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COUNCILMEMBER SUGIMURA: Okay. So, I guess I wasn't part of that committee. That was one committee I wasn't part of, so I didn't hear that discussion. I just wanted to bring it up because it's not in here and then to get it in here as well as to have that discussion about it is it too high. I would hate to discourage developers.

VICE-CHAIR KING: It went to the Council twice.

COUNCILMEMBER SUGIMURA: Yeah, I mean not in that discussion.

CHAIR RAWLINS-FERNANDEZ: Okay. Pages 18, 19, and 20, we came to consensus on. Page 21. Member Paltin?

COUNCILMEMBER PALTIN: I just was wondering about at the top of the page Director of Liquor Control may waive fee for permit to purchase alcohol for non-beverage purposes for any County or State governmental agency. That kind of seems like a lot of discretionary authority or no. Is it okay to strike that?

COUNCILMEMBER LEE: Corp. Counsel.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Chair, thank you. A lot of these liquor things are set in their rules and stuff. I will check. You guys might wanna move on, but I'll try double check the HRS to see if that's just an authority granted by HRS. Thank you.

COUNCILMEMBER PALTIN: I'm cool with a revisit.

COUNCILMEMBER MOLINA: Madam Chair?

CHAIR RAWLINS-FERNANDEZ: Okay. Member Molina?

COUNCILMEMBER MOLINA: Yeah, I just wanted to add to what Corp. Counsel said and something for us to consider, too, I've been told that our liquor permit fees are really, really low and this Department could generate a lot more revenue compared to other counties. So, that may be something, you know, I'd like to look into and those licensing fees have been set at this rate for a long, long time. So, anyway maybe something to look into as well.

COUNCILMEMBER PALTIN: Maybe we could refer it to committee?

COUNCILMEMBER MOLINA: Yeah, it could come to...I'll welcome that one, yeah. Yeah. But if not this year, something to consider for next year and bring it to the attention of the Commission. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Chair King?

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VICE-CHAIR KING: Thank you, Chair. I just wanted to point out that this says waive fee for permit to purchase alcohol for non-beverages purposes. So, this is not purchasing alcohol for...to drink. This is like if you purchase alcohol for some, I mean, we've done that before when we were working on ethanol projects. You go and you purchase like the 99 percent pure alcohol, so this is a different purpose. That's why that authority to waive is there.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Chair, also, well this is more policy. It's only for County or State governmental agencies.

VICE-CHAIR KING: But it's not for drinking.

MR. UEOKA: Correct. But and it's only for State or governmental agencies in addition.

VICE-CHAIR KING: Right.

COUNCILMEMBER PALTIN: So, we're okay with that kind of power?

COUNCILMEMBER LEE: Yeah, I think so.

COUNCILMEMBER PALTIN: Okay. Moving on.

VICE-CHAIR KING: I would say because if you purchase alcohol because you want to do an experiment put it in your truck or something like ethanol you shouldn't have to pay the same fee as someone who's going to buy a case of wine to drink. That's kind of what that, that's what that says to me. It's non-beverage use.

COUNCILMEMBER PALTIN: Like flammable liquids kind of thing?

VICE-CHAIR KING: Yeah, if you're using it for some kind of a solvent purpose or something like that.

COUNCILMEMBER PALTIN: Okay.

CHAIR RAWLINS-FERNANDEZ: Good?

COUNCILMEMBER SUGIMURA: So, is that a revisit?

COUNCILMEMBER PALTIN: No, no. I'm fine with moving on.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Page 22, 23, 24, and 25, we came to consensus on.

COUNCILMEMBER LEE: Consensus.

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CHAIR RAWLINS-FERNANDEZ: Double consensus. Okay. Okay. Page 26, under playing fees, green fees, golf, non-residents, \$63. My proposal is to increase it to \$75, which is still substantially lower than other golf courses. We researched green fees at Kahili, Kamehameha, and other golf courses and the next one closest to that was above \$100. And so...

VICE-CHAIR KING: So moved.

CHAIR RAWLINS-FERNANDEZ: Okay. So, the proposal to increase non-resident green fees to \$75 from \$63, moved by Chair King.

COUNCILMEMBER MOLINA: Second.

CHAIR RAWLINS-FERNANDEZ: Second by Member Molina. Member Molina and then Member Lee. Oh, no, okay. Member Lee?

COUNCILMEMBER LEE: Being the only golfer at Waiehu sitting here, \$75, this is...did you folks check if the fees...did you know that this fee doesn't include the cart?

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER LEE: Yeah, you knew that. Okay.

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER LEE: I just wondered if...because some of the other...what am I doing is this...yeah, this is Waiehu right?

COUNCILMEMBER SUGIMURA: Yes.

COUNCILMEMBER LEE: Okay.

CHAIR RAWLINS-FERNANDEZ: Non-resident.

COUNCILMEMBER LEE: I'm a little bit hesitant only because before and I'm sure it's still the same or close to the same now that the non-residents constituted about maybe 15 percent of the play and 45 percent of the revenue. So, it's the group that we want to come because they're few and they pay a lot more. So, I'm wondering if \$85.

VICE-CHAIR KING: Seventy-five.

COUNCILMEMBER LEE: No, no, but with the cart it's \$85, yeah. It actually \$85.50 is what they would pay.

CHAIR RAWLINS-FERNANDEZ: Which is still less than the next cheapest golf course green fees.

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COUNCILMEMBER LEE: Which was what Kahili?

CHAIR RAWLINS-FERNANDEZ: I think so. I don't have it right in front of me but they were, it was like 148.

COUNCILMEMBER LEE: Okay. If it's that big of a difference, yeah, I suppose it's alright.

VICE-CHAIR KING: And, Chair?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: That's and that, when it says non-residents it means non-Hawaii residents correct? Because there is a rate for non-Maui County residents so if you live in Hawaii but not in Maui County then it's 28. If you're a resident in Maui County it's 22. Is that correct? Okay.

CHAIR RAWLINS-FERNANDEZ: That's how I understand it.

VICE-CHAIR KING: Yeah, so this one that says non-residents means outside of the State of Hawaii.

COUNCILMEMBER LEE: I know that, Chair.

VICE-CHAIR KING: But there's a lot of different residents.

COUNCILMEMBER LEE: I've been golfing for 35 years. I think I can figure that out. I'm just wondering about the...I hope we don't discourage their...they provide a lot of the revenue for us so that's the only thing. I'm not trying to advocate for them. They already pay and we want them to continue to subsidize much of the course, you know, but if she says that they've checked and...

CHAIR RAWLINS-FERNANDEZ: One-twenty.

COUNCILMEMBER LEE: One-twenty. Well, in that case that's the kind of answer that would make me, you know, support this motion or this proposal. Thank you.

CHAIR RAWLINS-FERNANDEZ: And that 120 does not include the cart at Kahili.

COUNCILMEMBER SINENCI: How much is the cart?

CHAIR RAWLINS-FERNANDEZ: I don't know how much the cart is, Shane.

COUNCILMEMBER SINENCI: Chair?

CHAIR RAWLINS-FERNANDEZ: Member Sinenci?

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COUNCILMEMBER SINENCI: Just a question for clarification, so \$75 is just under the weekend and holiday rates. Does the \$75 pertain to the weekday rate?

UNIDENTIFIED SPEAKER: No.

COUNCILMEMBER SINENCI: No.

COUNCILMEMBER SUGIMURA: That's the same question I had, the one above.

VICE-CHAIR KING: So, we didn't change...you didn't change the weekday rates.

CHAIR RAWLINS-FERNANDEZ: So, your question was...

COUNCILMEMBER SINENCI: The two columns, the rates for the weekdays at the top --

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SINENCI: --and the rates for weekends and holidays below.

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SINENCI: So, just for the weekends the \$75?

CHAIR RAWLINS-FERNANDEZ: And holidays.

COUNCILMEMBER SINENCI: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Yes. Okay. Any more discussion?

COUNCILMEMBER SUGIMURA: So, Page 26, what did we just discuss? We're not going to change the rates for weekdays.

CHAIR RAWLINS-FERNANDEZ: The motion on the floor is to increase non-residents from 63 to 75.

COUNCILMEMBER SUGIMURA: And only for...

CHAIR RAWLINS-FERNANDEZ: And that's only on weekends and holidays.

COUNCILMEMBER SUGIMURA: And you're going to leave weekdays alone.

CHAIR RAWLINS-FERNANDEZ: There's no proposal there.

COUNCILMEMBER SUGIMURA: Okay. So, I wonder if we can have some golfers chime in. Mr. Hokama goes...

CHAIR RAWLINS-FERNANDEZ: Member Lee did.

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COUNCILMEMBER LEE: Yes, and I am the resident . . .*(inaudible)*. . . Actually, Madam Chair, you know, if you're going to raise the one rate you need to raise the other rate too; otherwise, they're going to just come on the weekdays, you know, what I'm saying. You may as well raise it across the board whatever...

CHAIR RAWLINS-FERNANDEZ: We can take that up in a separate motion.

COUNCILMEMBER LEE: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay, alright.

COUNCILMEMBER LEE: But I don't know what the other rate is. Where is that?

CHAIR RAWLINS-FERNANDEZ: It's right above where it says non-resident 58.

VICE-CHAIR KING: We can change that one to 63.

COUNCILMEMBER LEE: Non-resident.

COUNCILMEMBER SUGIMURA: Look under...

COUNCILMEMBER LEE: Oh, yeah, 58, above. Okay.

CHAIR RAWLINS-FERNANDEZ: So, we can...we have the motion on the floor to increase non-Hawaii residents on weekends and holidays from \$63 to \$75, that's the motion on the floor. I'll call for the question.

VICE-CHAIR KING: Call for the question.

CHAIR RAWLINS-FERNANDEZ: All those in favor, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay. Motion passes unanimously.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay. Proposal. Member Molina?

COUNCILMEMBER MOLINA: Yes, thank you very much, Madam Chair. I have a proposal for Page 26, as well. This will be for non-Maui County Hawaii residents with Hawaii driver's license or Hawaii State identification card. Currently, I guess, our neighbor island residents they pay \$28. My staff did some research. Kauai charges \$43 and Hilo is 35 to \$40 and no discount for State ID and here we are at \$28. I feel we should increase that rate. I put out a total of, a proposal of \$45 and that is my proposal to, I guess, amend.

CHAIR RAWLINS-FERNANDEZ: Okay. You said 45?

COUNCILMEMBER MOLINA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: And we could do it like what we did for the earlier proposal, just like weekends and holidays.

CHAIR RAWLINS-FERNANDEZ: Yeah, so the 28 rate is under weekends and holidays only. The weekdays rate is 23.

COUNCILMEMBER LEE: Did we change the other one, no?

CHAIR RAWLINS-FERNANDEZ: No. He jumped in line.

COUNCILMEMBER LEE: Oh, okay.

VICE-CHAIR KING: He jumped in front of you. He cut in front of you.

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COUNCILMEMBER MOLINA: Oh, you when change the ...okay. Sorry.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

COUNCILMEMBER MOLINA: Oh, okay. Okay. Sorry, I thought we were done. I was...

CHAIR RAWLINS-FERNANDEZ: No, we were done taking the vote on my proposal --

COUNCILMEMBER MOLINA: Okay.

CHAIR RAWLINS-FERNANDEZ: --but Member Lee had a proposal.

COUNCILMEMBER MOLINA: Oh, sorry.

COUNCILMEMBER LEE: And it's only because she wanted me to make it.

COUNCILMEMBER MOLINA: Okay. Okay. Well, then I'll...shall I step aside or withdraw my motion at this time?

VICE-CHAIR KING: Go back to the end of the line.

CHAIR RAWLINS-FERNANDEZ: And maybe if you want to think about the 23 for weekdays and then maybe you can put, make that as one motion together if that's something you're considering. It sounded like your wheels were turning, so --

COUNCILMEMBER MOLINA: Yeah, they still are.

CHAIR RAWLINS-FERNANDEZ: --I'll let you think about that one and then we'll take up Member Lee's.

COUNCILMEMBER MOLINA: Yes, thank you.

COUNCILMEMBER LEE: Okay.

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER LEE: You threw out a number. Did you say 68?

CHAIR RAWLINS-FERNANDEZ: Me? Oh, that was Chair King.

VICE-CHAIR KING: I was saying...no, I said 63 --

CHAIR RAWLINS-FERNANDEZ: She said 63.

VICE-CHAIR KING: --because that was the number for the weekends and holidays before, so I was just saying you could put the 58 up to 63.

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COUNCILMEMBER LEE: Okay. I propose 63.

VICE-CHAIR KING: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion on the floor to increase green fees weekdays, non-Hawaii residents from 58 to 63. Moved by Member Lee, seconded by Chair King. Discussion? Member Sugimura?

COUNCILMEMBER SUGIMURA: Since I don't golf but why would you not make it 75 to be consistent with weekends and holidays? Is it normally more reasonable if you golf on weekdays?

COUNCILMEMBER LEE: Yes, because the demand is for the weekends, yeah. Except for the visitors, you know, they have more time, so but if you, I hate to say this on the air, but anyway, if you make it 75 versus 63 they would probably come and play when it's 63 leaving the weekend times for the local people.

COUNCILMEMBER SUGIMURA: Got it. Okay.

COUNCILMEMBER LEE: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Any more discussion? Call for the question?

VICE-CHAIR KING: Call for the question.

CHAIR RAWLINS-FERNANDEZ: Okay. All those in favor of increasing green fees on weekdays for non-Hawaii residents from 58 to 63, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay. Motion passes unanimously.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Molina?

COUNCILMEMBER MOLINA: Yes, thank you very much, Madam Chair. And my apologies to our esteemed golfer from Wailuku for jumping in line too soon. Yes, okay, I guess I'll incorporate this into my initial motion, which was for weekends and holidays for non-Maui County Hawaii residents with Hawaii driver's license or Hawaii State ID card to go from 28 to 45 for the weekday. I would propose that it go from \$23 to \$40, so that is my motion and I'll explain my rationale assuming I get a second.

COUNCILMEMBER SINENCI: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion by Member Molina, second by Member Sinenci.

COUNCILMEMBER MOLINA: Thank you very much, Madam Chair. And, again, as I said earlier compared to the other counties we're low and, you know, we've done some great improvements on this golf course and to me if a non-resident, for example, is charged \$58 and a non-resident state ID is charged 28, it appears that the non-resident with a State ID as being treated more like a resident than a non-resident. You look at our residents here they're paying 22, so the gap currently is not that big, 22 and \$28. So, I think just taking into consideration the improvements to the golf course and they still are non-residents people who come from Honolulu or Hilo or Kauai. So, as a compromise, I looked at a number that's somewhat in the middle between a non-resident out of state versus residential price, so I thought 45 is a compromise and it helps to pay for some of those improvements. So, there you have it so 45 for weekends and holidays and 40 for weekdays.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Lee?

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COUNCILMEMBER LEE: Thank you, Mr. Molina, for that. I just want to caution you that when you have your family reunion and all the family comes from all the other islands and they want to play at Waiehu, they're not going to be very happy with you because you're making them pay much more and that's what kind of this is about. You know, a lot of times it's friends and family, you know, or you might have, you know, some kind of cultural golf tournament or something like that or something for the kids. So, you know, if you want to go that high just letting you know that's one of the impacts.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Chair King?

VICE-CHAIR KING: Okay. I'm going to 'cause I thought the same thing, so I'm just going to make an amendment, propose an amendment to, for rate...for weekdays to make the non-Maui County Hawaii resident rate 35 and the weekend rate 40. So basically, I'm just making it \$5 lower than Member Molina's.

COUNCILMEMBER PALTIN: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion to amend the main motion from Chair King, seconded by Member Paltin to amend the non-Maui County Hawaii resident fee on the weekdays 35 and the weekends and holidays 40. Member Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. You know, actually these numbers are close to Mr. Molina's because when you say 35 it's actually 45 with the cart and 40 becomes 50, so I can support this. It's pretty close to his numbers anyway. Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. Any more discussion? Okay. I'll call for the question. This vote is to amend the main motion. All those in favor, please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay. Amendment to the main motion unanimously passed.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE AMENDMENT.

CHAIR RAWLINS-FERNANDEZ: So, the main motion is now to amend green fees on weekdays for non-Maui County Hawaii residents to 35 and the weekend and holiday rate to 40. Discussion? Member Molina?

COUNCILMEMBER MOLINA: Yeah, Madam Chair, yeah, I thank Member King for the proposal that's fine. And, you know, I don't have a lot of friends and family that do golf, so, you know, but, you know, it's like when we go to Kauai or Big Island they're not thinking about that and I'm sure they have their reasons for having their rates higher than us. So basically, it's my proposal is, no pun intended, to be on par with, you know, the, our Hilo and, brothers and sisters on Hilo, Kauai and I guess Oahu, too. So, I certainly can support this. But thank you, I appreciate everybody's input on this.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Paltin?

COUNCILMEMBER PALTIN: Oh, I'm not a golfer, so I just had a couple questions. Do they need the cart? Can they walk the golf or no?

COUNCILMEMBER LEE: You can walk, but not too many, unless you're 20 years old or younger, you know, I doubt if you wanna do that.

COUNCILMEMBER PALTIN: I thought Blue Zones maybe or something.

COUNCILMEMBER LEE: Yeah, you can try.

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Chair King?

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CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SINENCI: Point 25.

CHAIR RAWLINS-FERNANDEZ: Do you have the numbers?

COUNCILMEMBER SINENCI: Yeah. So, it looks like the majority of the permits are at 500, 550. So, a .25 increase would be an additional of \$137, and then some of the other ones are less.

CHAIR RAWLINS-FERNANDEZ: For a total of 550 plus 137...

COUNCILMEMBER SINENCI: Six hundred eighty-seven fifty.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SINENCI: So, according to the study for full cost recovery at a 19 percent rate...

CHAIR RAWLINS-FERNANDEZ: Member Sinenci, can you do all the changes? So, that was the first one...or your proposal?

COUNCILMEMBER SINENCI: Okay. Further down for 165 would be an addition of 41.25.

VICE-CHAIR KING: Chair, are we starting at...he said Table A. Table A starts on Page 28.

COUNCILMEMBER SINENCI: Yeah, 28.

VICE-CHAIR KING: Are you starting with Table A all the way?

COUNCILMEMBER SINENCI: Yeah.

VICE-CHAIR KING: Okay.

COUNCILMEMBER PALTIN: Point of information?

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: So that 550 or 687.50 is for the first \$125,001 and then for each additional \$5,000 or fraction its \$11. Did you wanna keep that the same or also raise that by 25 percent to 13.75?

COUNCILMEMBER SINENCI: Yes, all of them would be raised.

COUNCILMEMBER PALTIN: Okay.

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COUNCILMEMBER SINENCI: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. So, do you have that proposal?

COUNCILMEMBER SINENCI: Across the board.

CHAIR RAWLINS-FERNANDEZ: So, everyone knows what the numbers are?

COUNCILMEMBER SINENCI: I didn't do all the calculations, Chair, sorry.

CHAIR RAWLINS-FERNANDEZ: Okay, would you like to mark that as a revisit?

COUNCILMEMBER SINENCI: Sure.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. And so that's Page 28 and 29.

COUNCILMEMBER SINENCI: Yes. And continue on to 30.

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

COUNCILMEMBER LEE: Can I ask a question on Page 28, please?

CHAIR RAWLINS-FERNANDEZ: Okay, Member Lee?

COUNCILMEMBER LEE: I thought that we put money aside to conduct a fee study for these permits. We have one funded, yeah. And then the other thing is, Budget Director, do the monies collected for these permits now go to the General Fund?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Yes, it does.

COUNCILMEMBER LEE: So, 'cause we were thinking of creating a revolving fund for the Planning Department, so maybe since you probably earmarked all the funds to be collected right, already, so maybe next year we can think about that. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Paltin?

COUNCILMEMBER PALTIN: I'm not sure if this is the right time or not but I had one on Page 29.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. So, Member Sinenci, your revisit would be on 28, 29 and 30? Is that what you said?

COUNCILMEMBER SINENCI: And ending at the top of Page 31.

CHAIR RAWLINS-FERNANDEZ: Okay, till 31.

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COUNCILMEMBER SINENCI: And we'll have that numbers for you, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Member Sinenci. Okay, Member Paltin, Page 29.

COUNCILMEMBER PALTIN: Yeah, Page 29, number 3, at the very bottom.

CHAIR RAWLINS-FERNANDEZ: Yes. Oh, we already...that was supposed to have been stricken from here, so.

COUNCILMEMBER PALTIN: Okay. That's good.

VICE-CHAIR KING: What is that?

CHAIR RAWLINS-FERNANDEZ: That's the after-the-fact short-term rental home permit that we had discussed when I had first...

VICE-CHAIR KING: We took that out.

CHAIR RAWLINS-FERNANDEZ: Yeah.

VICE-CHAIR KING: Okay.

COUNCILMEMBER PALTIN: So, I propose to strike it.

CHAIR RAWLINS-FERNANDEZ: Okay. Consensus?

VICE-CHAIR KING: Consensus.

CHAIR RAWLINS-FERNANDEZ: Okay, okay. You finally got that Kahana Nui one settled. That was a big accomplishment. Okay, 31, 32, 33, 34, all the pages until Page 44, okay, all those pages we came to consensus on. And Page 45. Page 45 is fuel tax. Did someone want to make a proposal or motion?

VICE-CHAIR KING: I think you didn't highlight it, so they might not be able to see what the change was that you made. Chair?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: You might have to point out the change because it wasn't a highlighted, the one that you made. On the biodiesel tax.

CHAIR RAWLINS-FERNANDEZ: I didn't make a change.

VICE-CHAIR KING: Oh, you didn't make a change.

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CHAIR RAWLINS-FERNANDEZ: This is the Mayor's change.

VICE-CHAIR KING: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: The Mayor proposed to increase bio diesel to 12 cents.

VICE-CHAIR KING: Okay. So, I guess, I can speak to it. I can't vote on it, Chair, because, you know, I have a conflict of interest, but I would just say that we hope we can do away with this tax. It's a minimal amount but if it does pass the biodiesel pump will come down. It will be, we will close the pump station and I'm not sure what would happen with the grease collection, but it's an egregious tax for a very little return. So, the fuel will probably go to California, unfortunately.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. Oh, okay. Okay. So, we also have a resolution on the fuel tax that we would approve at this time and that's the resolution...oh, no, okay. Mr. Ueoka?

MR. UEOKA: Thank you, Chair. There's a procedure, there has to be some public hearings before you can adopt the fuel tax reso. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Mr. Ueoka. Member Lee?

COUNCILMEMBER LEE: Okay. I'm not familiar with all the different gases but ethanol, methanol, all this liquefied petroleum gas is that similar to biodiesel in the sense that these are alternatives that do not rely on fossil fuels?

VICE-CHAIR KING: No.

COUNCILMEMBER LEE: They are not alternatives?

VICE-CHAIR KING: Do you want me to answer that?

COUNCILMEMBER LEE: Yeah 'cause...

VICE-CHAIR KING: Okay. Liquefied petroleum gas is petroleum. Methanol doesn't currently exist in the State of Hawaii as a fuel at the pump. Ethanol is a renewable fuel, there was a mandate that was passed, I don't know how many years ago, but subsequently they've had issues with ethanol as far as eating away at the insides of fuel tanks so that mandate has been, gas stations are allowed to sell fuel without ethanol in it. Biodiesel's the only renewable fuel that is made in the State of Hawaii.

COUNCILMEMBER LEE: Does biodiesel have...is it purely vegetables and grease or is there you know...

VICE-CHAIR KING: Biodiesel is made with 100 percent vegetable oil.

COUNCILMEMBER LEE: Hundred percent.

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VICE-CHAIR KING: Yeah, it can be blended with diesel but this is, the production of it is no petroleum.

COUNCILMEMBER LEE: Oh, okay. 'Cause I read somewhere that some cases there's like 50/50 or 80/20.

VICE-CHAIR KING: It can be blended with petroleum at any plant.

COUNCILMEMBER LEE: But yours isn't?

VICE-CHAIR KING: We do. We have 100 percent biodiesel that we sell and we have a 20 percent. So, the 20 percent biodiesel is used mostly by industrial trucks, like, Maui Disposal. So, those will be, that pump will be the first one that's closed down because they won't withstand even a penny increase, you know, those are big...that and DHX and one of the shuttles.

COUNCILMEMBER LEE: How much do they pay for the gas per gallon right now?

VICE-CHAIR KING: For diesel? For biodiesel?

COUNCILMEMBER LEE: Biodiesel?

VICE-CHAIR KING: It's fairly close to the price of diesel at the pump right now. I think it's 3.90, something like that, whatever...it's probably a little more than the price of regular diesel.

COUNCILMEMBER LEE: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Sugimura?

COUNCILMEMBER SUGIMURA: So, I don't know if all of you have read this but Maui Disposal sent us a letter and David Ching who is the new managing or new general manager and he basically said in his letter I was surprised because we heard Roger Yamagata testify the last Council meeting, last year when we were talking about this, and he basically said that because electric and the hybrids now have to pay, well you know, they're paying \$150, he thinks that they need to pay their fair share. So, it didn't sound like he was saying, you know, that they wouldn't buy any biodiesel. He said that they would participate because he thinks that, you know, fair share, use of the roads is what he's talking about and I was glad to see that.

VICE-CHAIR KING: That would really be nice.

COUNCILMEMBER SUGIMURA: Yeah, I think...

VICE-CHAIR KING: Member Sugimura, but the bottom line is you make no profit off of those companies.

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COUNCILMEMBER SUGIMURA: Well, I mean...

VICE-CHAIR KING: If we...when we tried...

CHAIR RAWLINS-FERNANDEZ: Chair King, I'm --

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: --going to call on everyone when they raise their hand or indicate that they're going to talk. Member Sugimura?

COUNCILMEMBER SUGIMURA: Okay. Do I have to raise my hand? Well, I was still trying to finish my sentence, but I was actually surprised to read that David Ching's letter based upon what we heard last year from Roger Yamagata. But if, you know, if you don't need their business, you know, for your business, I mean, that's nice. But he's basically saying that, I think he even said how many gallons of gas, or how many gallons of biodiesel they buy a month and that they basically would be, they know that it's time for them to pay their fair share and all these years they haven't paid any, and, yeah, anyway just --

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura.

COUNCILMEMBER SUGIMURA: --kind of interesting.

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: Would it be devastating to change the 12 cents to 6 cents?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Thank you for asking that. Yeah, we're just, we're kind of at a point where we're just getting ready to close down the pump, so we don't have to deal with this anymore. It comes up every year. Every year, even though they say they want to pay their fair share, the bottom line is we negotiate a price directly with the trucking companies, so they don't actually pay what's at the pump, what's posted at the pump. And no trucking company's usually do when they go to gas stations if they have their little card. So, literally, we could make more money off of it by shipping the fuel to California today. So, even though they say, yeah, we should pay our fair share, we try to raise it one penny they're back on petroleum and Roger knows that that's why he testified.

COUNCILMEMBER LEE: What is your recommendation, Madam Chair?

CHAIR RAWLINS-FERNANDEZ: My recommendation is to bring this back to zero. We've been investing a lot of money in environment, in the climate change impact and we need to do our part in mitigating climate change. And we all say that we are caring

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about the environment and this is one way to care about the environment. And to me, the amount that we would get in the Highway Fund isn't even worth charging the 12 cents. We could make far more charging a fraction of a cent on gasoline or diesel oil because, as we heard, there's 170,000 registered vehicles that are gasoline vehicles and, or I guess, that's not exactly true statement, we don't know if they're all gasoline but I think there's probably less biodiesel than there are EV cars and the EV cars is less than 1,000 and, to me, it's a pointless tax. That the purpose is to generate revenue for Highway Fund because we're generating far more revenue in other places and this is one way that we are showing that we care about our planet because the mitigation that occurs in taking all that grease from the landfill, preventing it from going to our groundwater, to going into ocean, you know, I don't want to go backwards and be dumping all that grease into our landfill. That makes no sense to me, so my recommendation is to go back to zero. Member Molina?

COUNCILMEMBER MOLINA: Yeah, thank you, Madam Chair, for your comments. Honestly, I was on the fence with this but hearing the impacts of the grease in our landfill maybe it is a good tradeoff, so we have enough problems in dealing with our current landfill, we don't need any more. So, and I'll support your proposal of zero.

CHAIR RAWLINS-FERNANDEZ: Is that a motion, Member Molina?

COUNCILMEMBER MOLINA: If you're...are you asking for a motion? Okay, move that --

CHAIR RAWLINS-FERNANDEZ: I'll entertain a motion.

COUNCILMEMBER MOLINA: --we go zero on bio diesel.

COUNCILMEMBER PALTIN: Second.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Okay. The motion is to...Mr. Ueoka?

MR. UEOKA: Just for clarification, you guys are not setting the rates today. There still has to be a public hearing on it. It's a resolution you'll vote on later. Just --

CHAIR RAWLINS-FERNANDEZ: Yes.

MR. UEOKA: --so everyone understands this is just agreeing what's going on the resolution for the public hearing.

COUNCILMEMBER SUGIMURA: You did tell us that. No motion.

MR. UEOKA: Yeah. Whatever you guys need to do but just so you understand. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. So, the proposal is to bring it down to zero. Members, consensus?

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COUNCILMEMBER HOKAMA: No.

CHAIR RAWLINS-FERNANDEZ: Member Hokama?

COUNCILMEMBER HOKAMA: I won't give consensus. Hearing the discussion, I'm going to just say that I'm going to support biodiesel 20, because I understand there is biodiesel 20 that can be blended to be charged like ethanol and methanol. Biodiesel 100 percent, I don't have a problem at zero.

CHAIR RAWLINS-FERNANDEZ: Member Hokama --

COUNCILMEMBER SUGIMURA: Oh, 'cause of the grades.

CHAIR RAWLINS-FERNANDEZ: --the biodiesel 20?

COUNCILMEMBER HOKAMA: I mean, that was my understanding, you know, from my colleague. There's the 100 percent, and so I can see supporting that at zero but for those that the blend well then you pay the methanol and ethanol prices then.

CHAIR RAWLINS-FERNANDEZ: The 115, .115.

COUNCILMEMBER HOKAMA: If you want to use blended biodiesel. Yeah, then it's 115.

CHAIR RAWLINS-FERNANDEZ: Yeah, okay, 0.115.

COUNCILMEMBER SUGIMURA: That makes sense.

CHAIR RAWLINS-FERNANDEZ: Members, any other discussion? Okay. So, biodiesel 100 percent, zero, consensus?

COUNCILMEMBERS: Consensus.

CHAIR RAWLINS-FERNANDEZ: Okay. And biodiesel 20 blended at .115, consensus?

COUNCILMEMBERS: Consensus.

CHAIR RAWLINS-FERNANDEZ: Okay. And then we'll take a final vote at the appropriate time.

VICE-CHAIR KING: Chair, if they're going to do that you should probably stay 20 percent or greater or I don't know, up to 50 percent, would be 115.

CHAIR RAWLINS-FERNANDEZ: Twenty?

VICE-CHAIR KING: Because there's different blends. So, if people want to blend it at different levels. I think there's a station at...I think they sell B50 which is 50 percent at the station in Lahaina. So, you know, it can be blended at any percentage, so it's

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good to be specific. They'll probably stop selling it at the Lahaina station but, you know, if that's what the body wants then, you know, the station was created basically because of the big trucks that come in that will only do B20. So, it will be interesting because we'll see if they go to 100 percent which would be nice and if they don't then they'll close the station.

CHAIR RAWLINS-FERNANDEZ: Okay. So, for more accurate language it's 20 percent to 50 percent?

VICE-CHAIR KING: If you want to say 20 percent...if you're talking about B20, then you should specify B20.

CHAIR RAWLINS-FERNANDEZ: Member Hokama?

COUNCILMEMBER HOKAMA: I just made it to two components, Chair, 100 percent gets zero taxation and anything that's blended is at 115.

COUNCILMEMBER KAMA: Oh, any blend?

COUNCILMEMBER HOKAMA: Any blended.

CHAIR RAWLINS-FERNANDEZ: Okay. Anything less...

VICE-CHAIR KING: Are you talking about for the petroleum portion?

COUNCILMEMBER HOKAMA: For the...yeah, the blend with the biodiesel and petroleum, yeah. If it's blended, it gets assessed at the higher rate.

CHAIR RAWLINS-FERNANDEZ: Okay. Anything less than a 100.

COUNCILMEMBER HOKAMA: So, whether it's 20 percent to whatever's the max 50 percent, you know, to me blended is blended.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: If you could put 50 percent that would be helpful because the regulations in the U.S. are 100 percent is considered 99.9 percent, so if you say 99point...if you say any blend then that pretty much covers all the biodiesel because of the Federal regulations that all biodiesel has to be blended with at least .05 percent diesel.

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER MOLINA: Madam Chair, in light of the discussion between Member Hokama and Member King, I mean, I'll be the first to say, I don't know much about this science. So, I would like to wait, maybe if either one of them could provide

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this information this research in writing that'll help, I think, I'll speak for myself on it. So, whether it's being blended and pure...

CHAIR RAWLINS-FERNANDEZ: We'll take a final vote at the appropriate time.

COUNCILMEMBER MOLINA: Yeah, yeah. So in the meantime --

CHAIR RAWLINS-FERNANDEZ: When it's...the request is for additional information --

COUNCILMEMBER MOLINA: --yeah --

CHAIR RAWLINS-FERNANDEZ: --on this technical details.

COUNCILMEMBER MOLINA: --if additional information could be provided to the body. Yeah, the technical...you got it. You got it.

VICE-CHAIR KING: Chair, okay, if the original consensus on the 100 percent stands at least that would help us make a decision, then we can... 'cause we're trying to move forward on it and whether we close down the pump and ironically that'll affect Maui Oil 'cause they're our landlords. So, if that part...if we know that that part stands at least we can make a decision based on that whether to close down or not.

CHAIR RAWLINS-FERNANDEZ: Member Sugimura?

COUNCILMEMBER SUGIMURA: So, we're not voting today, right?

CHAIR RAWLINS-FERNANDEZ: No. We're not.

COUNCILMEMBER SUGIMURA: Right. That's what Mr. Ueoka said.

CHAIR RAWLINS-FERNANDEZ: Yes. We're going to vote at the appropriate time.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo.

COUNCILMEMBER SUGIMURA: Follow Sunshine, right.

CHAIR RAWLINS-FERNANDEZ: Absolutely.

MS. FUJITA: Chair, can Staff just get clarification then on the language for the second component?

CHAIR RAWLINS-FERNANDEZ: Yes. Okay. So, Member Hokama, biodiesel...

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COUNCILMEMBER HOKAMA: I guess the legal thing is...what is Federal or whatever legal definition, if it's not, what is that, what is the term 100 percent then everything else is to be taxed at the other rate.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER HOKAMA: I think we just need to define what is the ones that are going to get zero taxation is the 100 percent of pure biodiesel.

CHAIR RAWLINS-FERNANDEZ: So, the Federally defined 100 percent?

COUNCILMEMBER HOKAMA: So, whatever, yeah, if it's determined by a Federal language that, you know, .005 gotta be...

CHAIR RAWLINS-FERNANDEZ: Oh, okay. Is that clearer?

VICE-CHAIR KING: Clear as mud.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay.

COUNCILMEMBER MOLINA: Madam Chair? For the sake of formality...

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER MOLINA: Thank you. For the sake of formality and based on Mr. Ueoka's comments about, you know, we still have to wait for the hearing, I guess, I'll just formally withdraw my motion that I made earlier until we get the information.

CHAIR RAWLINS-FERNANDEZ: You did because we weren't taking a vote.

COUNCILMEMBER MOLINA: Oh, okay, alright.

CHAIR RAWLINS-FERNANDEZ: I asked for consensus and we achieved consensus.

COUNCILMEMBER MOLINA: Okay.

CHAIR RAWLINS-FERNANDEZ: And it's not a final vote.

COUNCILMEMBER MOLINA: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: We're going to vote for real kind at the appropriate time.

COUNCILMEMBER KAMA: Chair?

CHAIR RAWLINS-FERNANDEZ: Member Kama?

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COUNCILMEMBER KAMA: Just the paragraph above it says tax, where it says taxes, tax of 2.5 percent of annual gross receipts from electric light and power companies operating as public utilities, Maui County. Who are they referring to? I mean who does, besides MECO, who else is here? Is MECO the only public utility company?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Chair, I'm not sure who else is a franchise tax but it's PUC regulated. I believe they don't pay real property tax, so they pay this franchise tax instead. But maybe the wind farms are PUC, I'm not a 100 percent sure, but MECO, I think, is the big one that pays us for the franchise tax.

COUNCILMEMBER KAMA: Two-point-five percent, so is that 2.5 percent set by public utilities or is that something that we can reset?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Chair, let me check 240-1.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: You can go on until he checks.

VICE-CHAIR KING: Chair, if I could just add to this one?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Yeah, this, I believe, that there are solar farms that are also acting as public utilities so that may be what's included in this, any kind of distributed generation power plant, so not necessarily just the power company. There could be other independent power companies.

COUNCILMEMBER KAMA: So, I just am curious as to who they are and what is the revenue that they received based upon what they get. I'm just curious to see what is 2.5 percent.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

COUNCILMEMBER KAMA: Can we raise it or do we even have the power to do that?

MR. UEOKA: Chair, I'm pretty sure you're locked in at 2½ percent and it's of their gross receipts that they collect, they pay us a portion.

COUNCILMEMBER KAMA: Who locked us in to 2.5?

MR. UEOKA: What's that?

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COUNCILMEMBER KAMA: Who locked us in if we're locked into that?

MR. UEOKA: It seems like HRS 240-1 states that it's at 2½ percent.

COUNCILMEMBER KAMA: So, until that law is changed it'll always be 2½ percent?

MR. UEOKA: That's what it looks like. But I'd like to read this more carefully but...

COUNCILMEMBER KAMA: We can revisit. Can we not, Chair?

CHAIR RAWLINS-FERNANDEZ: We can.

COUNCILMEMBER KAMA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, we're going to move forward. Okay, 40...46.

COUNCILMEMBER KAMA: So, I just had...

CHAIR RAWLINS-FERNANDEZ: Okay, so all the red is the Mayor's proposal and the one highlighted in the middle where it says advertising permit fee. It's, I'm proposing to increase it from \$25 per month to \$50.

COUNCILMEMBER LEE: No objection.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: Chair, what is that? What's the card? Do we know?

CHAIR RAWLINS-FERNANDEZ: What card?

VICE-CHAIR KING: It says per card.

CHAIR RAWLINS-FERNANDEZ: Oh, yeah. So, they install the advertising, it's the...

VICE-CHAIR KING: Is that like a set size?

CHAIR RAWLINS-FERNANDEZ: I'm guessing it's a standard size since there isn't levels of advertising. I would assume if you get a bigger card you would pay more, but since there aren't levels I...

COUNCILMEMBER HOKAMA: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Yeah, I assume that it's a...

COUNCILMEMBER PALTIN: Is that, also say that non-profits are free?

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CHAIR RAWLINS-FERNANDEZ: So, advertising inside County transit bus per car, \$50 per card per month advertising inside County transit buses for a non-profit organization is free on a space available, on available basis.

COUNCILMEMBER PALTIN: So, the other the \$50, anybody could do that and free is only nonprofits?

CHAIR RAWLINS-FERNANDEZ: If space is available.

COUNCILMEMBER PALTIN: I had a question.

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: So, what if it's like political signs?

UNIDENTIFIED SPEAKER: Only mine.

COUNCILMEMBER PALTIN: No can. No, but if you pay your \$50.

CHAIR RAWLINS-FERNANDEZ: So, we can check on the rules about political but the...my proposal is to increase it from 25 to 50. I spoke with the Director, our Director of Transportation, Marc Takamori. He said that it's basically, this is outsourced or contracted, sorry, and so they manage the advertisement and just recently the entity that had the contract just went out of business so they're not doing it and there's only been like two bids and it's possibly because the fee is so low that it's not really attractive to entities to bid for. It basically is not worth their time. And so, by increasing it we could have an entity that pushes more for getting --

COUNCILMEMBER LEE: Consensus.

CHAIR RAWLINS-FERNANDEZ: --more advertising.

VICE-CHAIR KING: Just question.

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Do they take...does the County get a cut of that and then the managing company gets a cut?

CHAIR RAWLINS-FERNANDEZ: Yeah, so the entity is contracted at a set amount and whatever revenues we generate the, it goes to Highway Fund.

VICE-CHAIR KING: The 50...so we get the whole \$50? 'Cause if their contracted for a certain amount, why would they care how expensive it is? It seems like they should be able to sell more advertising if it's cheaper. I mean, if they don't, if they're taking a cut, I could see where they would want it to be higher if they're taking a percentage.

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CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair, let me check with Director Takamori and I'll get back to you.

VICE-CHAIR KING: 'Cause that doesn't make sense to me what he's saying. I mean, I support the increase but it doesn't make sense to me that we would be contracting with somebody for said amount and that the price that we're charging would affect them at all.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you, Chair. Just on the earlier question, there are certain restrictions on the advertising within bus. Some certain things are unacceptable, political is one of them. In regards to Member Kama and the franchise tax, after reading 240-1, it is my understanding that 2½ percent is it. That's the max you can get out of it. Thank you.

COUNCILMEMBER KAMA: So, how long have we been charging 2.5 percent?

MR. UEOKA: I can't answer that affirmatively, but I can tell you the last time the section from the HRS was amended was 1982.

COUNCILMEMBER KAMA: Okay, real quick. I don't do math, but I can tell you that's a long time to be collecting 2.5 percent.

MR. UEOKA: Oh, wait, wait, but...oh, sorry.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: I think it's a percentage, yeah, of gross receipts.

COUNCILMEMBER KAMA: Yes. Yes.

MR. UEOKA: So, if rates go up gross receipts go up therefore our 2½ percent of gross receipts, the number is not...

COUNCILMEMBER KAMA: Yes.

MR. UEOKA: It's dynamic. So, it's still 2½ percent though.

CHAIR RAWLINS-FERNANDEZ: And the rates just went up.

MR. UEOKA: Thank you.

COUNCILMEMBER KAMA: Yes. I get that. So, maybe we could revisit...I mean, maybe we should revisit HRS's maybe I don't know.

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CHAIR RAWLINS-FERNANDEZ: Oh, we don't have the authority to visit HRS's. That's State.

COUNCILMEMBER KAMA: We'll talk to them.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER KAMA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Okay, so, Members, I'll entertain a motion to increase the advertising from 25 to \$50.

COUNCILMEMBER LEE: So moved.

VICE-CHAIR KING: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Moved by Member Lee, seconded by Chair King. Discussion? Member Sugimura?

COUNCILMEMBER SUGIMURA: I'm sorry, I was chatting with...

CHAIR RAWLINS-FERNANDEZ: Oh. Mic.

COUNCILMEMBER SUGIMURA: I was chatting with my neighbor, but do you want to revisit this just to get more information from the Director?

CHAIR RAWLINS-FERNANDEZ: Not really.

COUNCILMEMBER SUGIMURA: You're fine with \$50? I was thinking of more.

COUNCILMEMBER LEE: No, that's enough.

VICE-CHAIR KING: I mean, I want more information, but I'm good with this increase.

CHAIR RAWLINS-FERNANDEZ: Yeah, we're going to...

VICE-CHAIR KING: I just want to know how it affects the management.

CHAIR RAWLINS-FERNANDEZ: We can see how the doubling it affects it and then next year, you know, we could --

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: --discuss increasing it again.

COUNCILMEMBER SUGIMURA: Okay. I was thinking of more, but.

CHAIR RAWLINS-FERNANDEZ: Yeah. So, next year we can see.

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VICE-CHAIR KING: So, you looked through all these and you were good with them, the increases, sort of? So much as we could be good with raising fees?

CHAIR RAWLINS-FERNANDEZ: So, as I understand it the Department looks at the CIPs and the projects that they plan on undertaking in the next year and then they have a formula and they create the rate based on the formula to cover the projected projects anticipated. And so, that's how they're generating more money for the Water Fund to cover those projects. So, if we wanted to make any adjustments we would have to probably look at the projects and see how it's affected and we may have to cover with General Fund if they decrease it.

VICE-CHAIR KING: I'm okay with where we're at.

CHAIR RAWLINS-FERNANDEZ: Okay. Someone asked for 47. Okay, okay.

COUNCILMEMBER PALTIN: I had a question.

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: Do we know when the last time the 15,001 gallons rate was changed?

CHAIR RAWLINS-FERNANDEZ: I don't have that information. The last time it was changed? Yeah, I don't have that information.

COUNCILMEMBER PALTIN: Okay.

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: Question for Budget Director. We're on...we're still on 46, 47, right?

CHAIR RAWLINS-FERNANDEZ: Yeah, Page 47.

COUNCILMEMBER LEE: Well, anyway, on the rates, unlike taxes they have to be tied to cost don't they, yeah? So, we don't have as much discretion to raise these types of fees, right? There's...so the raises that were proposed are still in the ballpark right? I'm just checking. Thank you. Good job.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Okay. Good? Okay. Consensus?

COUNCILMEMBERS: Consensus.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Oh, I didn't ask for consensus on 46. Page 46, consensus?

COUNCILMEMBERS: Consensus.

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CHAIR RAWLINS-FERNANDEZ: And the advertising for in the bus will be referred to Multimodal Committee. Okay. Okay. And then we came to consensus on Page 48 through 55. And Pages 48 through 55 didn't have any amendments to it, not from the Mayor or myself.

VICE-CHAIR KING: Or 56 either.

CHAIR RAWLINS-FERNANDEZ: Okay. So, we just have a few revisits.

VICE-CHAIR KING: And did you mention 56 on the back?

CHAIR RAWLINS-FERNANDEZ: Oh, 56? Oh, okay. Did anyone ask for 56?

VICE-CHAIR KING: I don't know. I just remember you just said up to 55, so I didn't know if you...

CHAIR RAWLINS-FERNANDEZ: Okay. Page 56, consensus?

COUNCILMEMBERS: Consensus.

VICE-CHAIR KING: Oh, we have this other special revenue, special purpose revenue.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. Okay. I'm sorry it didn't get highlighted. On Page 56, you'll see water shortage penalty, violation of water conservation and control of water usage during water storage, it's \$500 per violation, and so there's a proposal to increase it from 500 to 750 per violation. Member Lee?

COUNCILMEMBER LEE: Budget Director, who normally violates this?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

COUNCILMEMBER LEE: Besides Jeff Ueoka.

MS. YOSHIMURA: I need to check with the Department. I don't know.

COUNCILMEMBER LEE: You don't know. Okay. Alright. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: Do you need a motion?

CHAIR RAWLINS-FERNANDEZ: Yeah.

VICE-CHAIR KING: Okay. So moved.

CHAIR RAWLINS-FERNANDEZ: If Members are interested.

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COUNCILMEMBER SINENCI: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Moved by Chair King, seconded by Member Sinenci. Members, discussion?

COUNCILMEMBER SINENCI: Chair?

CHAIR RAWLINS-FERNANDEZ: Member Sinenci?

COUNCILMEMBER SINENCI: So, is this, clarification, is this when like there's a water shortage and you can't water your lawn or something?

CHAIR RAWLINS-FERNANDEZ: Yeah, when there's restrictions.

COUNCILMEMBER SINENCI: Restrictions, okay.

CHAIR RAWLINS-FERNANDEZ: Yeah, 'cause generally you're in times of drought.

COUNCILMEMBER SINENCI: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Yeah. Yeah. Member Sugimura, would you like to speak to...

COUNCILMEMBER SUGIMURA: Yeah, 'cause I got to speak up for my, it could be my house, too, when I have my water leaks, but I just want to speak against this because we're gonna go into a drought, we're in drought condition number one so drought coming this summer is what we're told, so I oppose this. Thank you, Members.

CHAIR RAWLINS-FERNANDEZ: Okay. Chair King?

VICE-CHAIR KING: Well, I kind of see things the other way. That if you're going into a drought, it makes it more important not to violate these codes. So, I mean, this is punitive for people who violate the control water usage during water shortage. So, it's important that people follow those rules during times of drought. I think that was the intent of the increase, so I speak in favor of the increase, you know, just don't violate it, don't water your lawn. My sister who lives in Santa Barbara has taken out her lawns and put in succulents because of this, you know, they have high fines there because they go through droughts all the time and if they don't have high fines people water their lawns anyway and just pay the fine.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King? Member Kama?

COUNCILMEMBER KAMA: Do we know that when we are in seasons of drought and the, I don't know, maybe the notification goes out. along with that notification is there also a notification of warnings of violations and what those penalties might be or are?

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COUNCILMEMBER SUGIMURA: You know, I received letters because it's Upcountry. I don't remember them ever writing, informing us of a, you know, penalty amount.

COUNCILMEMBER KAMA: Well, how you're going to know if you're in violation if you don't know you're in violation so...

CHAIR RAWLINS-FERNANDEZ: We can double check.

COUNCILMEMBER KAMA: Yeah.

COUNCILMEMBER SUGIMURA: Can double check.

COUNCILMEMBER KAMA: Let's do that.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER KAMA: Thank you.

CHAIR RAWLINS-FERNANDEZ: I think that's good information to know --

COUNCILMEMBER KAMA: Yeah. Thank you.

CHAIR RAWLINS-FERNANDEZ: --because and if it's not then I think we should make sure that they are warned --

COUNCILMEMBER KAMA: Yeah. Thank you.

CHAIR RAWLINS-FERNANDEZ: --that that is the potential consequence of not following the water restriction. Yeah.

COUNCILMEMBER KAMA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Okay. Any other discussion? Call for the question? Okay. The proposal is to increase the water shortage penalty from 500 to \$750 per violation. All those in favor please, say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed?

COUNCILMEMBER SUGIMURA: Oppose.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion passes eight-one, Member Sugimura.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, and Sinenci.

NOES: Councilmember Sugimura.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Members, would you like to take a quick, our afternoon break before we get into RPT discussion?

COUNCILMEMBER PALTIN: I'd love that.

CHAIR RAWLINS-FERNANDEZ: Yeah, yeah. . . .*(inaudible)*. . .

COUNCILMEMBER SUGIMURA: Before you do...

CHAIR RAWLINS-FERNANDEZ: Member Sugimura?

COUNCILMEMBER SUGIMURA: So, can you just go through this whole thing page by page just say consensus, consensus, revisit, revisit, just so we get...

CHAIR RAWLINS-FERNANDEZ: Okay. How about I just tell you which ones we're going to revisit?

COUNCILMEMBER SUGIMURA: Okay. Okay.

CHAIR RAWLINS-FERNANDEZ: 'Cause it's less. Okay. Okay. Page 4 and Page 7.

UNIDENTIFIED SPEAKER: That's all?

CHAIR RAWLINS-FERNANDEZ: And then we're going to discuss RPT because we saved that for the end.

COUNCILMEMBER SINENCI: Chair?

CHAIR RAWLINS-FERNANDEZ: Oh, I sorry. And then Member Sinenci's Page 48, 49...

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COUNCILMEMBER SINENCI: Twenty-eight, twenty-nine.

CHAIR RAWLINS-FERNANDEZ: Twenty-eight, 29, and 30.

COUNCILMEMBER SINENCI: Thank you.

CHAIR RAWLINS-FERNANDEZ: Sorry, I didn't write that one.

COUNCILMEMBER SUGIMURA: I think 14 we couldn't, right?

CHAIR RAWLINS-FERNANDEZ: Twenty-eight, 29, and 30. Okay. Okay. So, when we get back, would Members like to take up the revisits first or go into RPT first?

COUNCILMEMBERS: Revisits.

CHAIR RAWLINS-FERNANDEZ: Okay. Sounds great. Okay, it is 4:17 on April 25th, please be back in your seats by 4:27. The Economic Development and Budget Committee is now in recess. . . .(gavel). . .

RECESS: 4:18 p.m.

RECONVENE: 4:46 p.m.

CHAIR RAWLINS-FERNANDEZ: . . .(gavel). . . Will the Economic Development and Budget Committee please return to order. It is 4:46 on April 25th and we will continue our review and decisions on Appendix B, Revenues, Rates, Fees, and Assessments and Taxes. Okay. And before we get started on that...where is my notes, oh, here we go. Okay. So, if we can get finished by tonight we can have tomorrow off.

COUNCILMEMBER LEE: Wow.

CHAIR RAWLINS-FERNANDEZ: Yeah? Yeah?

COUNCILMEMBER LEE: Nine tonight?

CHAIR RAWLINS-FERNANDEZ: Before midnight --

COUNCILMEMBER LEE: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: --would be really nice. Okay, so but look, we're almost done with Appendix B and then we just have Appendix A Part II and then we can have tomorrow off and then we'll come back on Monday and we'll have firm figures that we can make our decisions on. Yeah?

VICE-CHAIR KING: I really appreciate that, but you're probably going to be working tomorrow if you're working on these numbers.

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CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. It's really our all-star --

VICE-CHAIR KING: Right, the team.

CHAIR RAWLINS-FERNANDEZ: --OCS Staff that are, they're just, they're really working hard for our Council so I really appreciate all that our Staff is doing.

VICE-CHAIR KING: Yeah, we all appreciate...

CHAIR RAWLINS-FERNANDEZ: 'Cause they're working overtime for us.

COUNCILMEMBER LEE: So, in that case we won't cut your salary. Just kidding.

VICE-CHAIR KING: Tell that to Mike.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, we're going to start with the revisits and then we'll go to RPT. Okay, the first revisit should be a quick one, it's on Page 4, and this is sewer collection fees. I withdraw my motion. So, the...

VICE-CHAIR KING: Go back to the Mayor's?

CHAIR RAWLINS-FERNANDEZ: We'll go with the Mayor's proposal.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay? Any objections?

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay. See how fast that was? Okay. So, yeah, that one too, so that includes the Kualapuu flat rate per month.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: So, it'll revert back to the Mayor's proposal.

VICE-CHAIR KING: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: That was fast.

CHAIR RAWLINS-FERNANDEZ: Okay. Page 7, that was a proposal by Member Molina to amend the residential hauling fee from 5 to \$4 per truck or vehicle. And we marked this as a revisit so that we would know what the impact would potentially be. Member Molina?

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COUNCILMEMBER MOLINA: Yeah, thank you very much, Madam Chair. We checked with the Department, at the proposal for the \$5 the revenue gained will be \$585,000, at the \$4 proposal it will be \$468,000, so there's a difference of about \$117,000 so I guess you got to weigh the projected totals versus the perception of the public, you know, and how they feel about increases and how we feel. And so, I think it's a healthy compromise, the \$1 proposal. And, you know, I would just hate to see a substantial increase could for whatever reasons cause people to start dumping illegally again. And I recall years ago, I think it was back during the Apana Administration when there was an increase, you had people just, you know, going blind and dumping stuff. So, I hate to see that happen, but it was nice to hear from Mr. Ratte that I guess people are now becoming more environmentally sensitive when it comes to rubbish and how they dispose of it. So, that's the numbers that I..we received from the Department. So, a difference of about 117,000 in revenue. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo for getting that numbers for us, Member Molina. Did you happen to also ask how we would balance that? Like would we then have to go into CIPs and pay for something out of General Fund that had been, you know, planned to be covered by Solid Waste Fund for \$117,000?

COUNCILMEMBER MOLINA: I think we had looked at that, I'm not...I cannot confirm that with you yet, but I'd like to just discuss with Staff and the Department for a little bit more on that. But I'm sorry I didn't get that aspect for you but I will get that soon. So --

CHAIR RAWLINS-FERNANDEZ: Okay. Well, we can --

COUNCILMEMBER MOLINA: --yeah, if, I mean it's up to the --

CHAIR RAWLINS-FERNANDEZ: --see if Members...

COUNCILMEMBER MOLINA: --Members if they want to wait a little bit or we can take action. So, and I shall --

CHAIR RAWLINS-FERNANDEZ: Okay, Members --

COUNCILMEMBER MOLINA: --provide that info.

CHAIR RAWLINS-FERNANDEZ: --so you heard Member Molina. The difference would be approximately \$117,000, and so we would just have to figure out the, reconciling that difference. Okay, so if Members feel comfortable I can call for the vote or I guess we need a new motion.

COUNCILMEMBER MOLINA: Madam Chair, I move that we amend the Mayor's proposed increase for trash fee from \$5 to \$4.

COUNCILMEMBER SINENCI: Second.

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CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina for the motion, second by Member Sinenci. Discussion? Member Lee? Oh, Member Sinenci, because you seconded the motion and then Member Lee.

COUNCILMEMBER SINENCI: Thank you, Chair. I would like to support this --

CHAIR RAWLINS-FERNANDEZ: Into the mic.

COUNCILMEMBER SINENCI: --motion on the floor. I think I, too, have seen more dumping out, you know, along the street side so I'm hoping that, you know, this little...I don't know how much difference it'll make, but I support it to encourage people to use our landfills and not our highways. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Lee?

COUNCILMEMBER LEE: I was just wondering, what if he can't find something to, you know, offset this, then are you planning to just add more money to this fund?

CHAIR RAWLINS-FERNANDEZ: That would be for us to decide together.

COUNCILMEMBER LEE: Okay. So, that would be in another vote. We're taking this vote anyway regardless of that second half?

CHAIR RAWLINS-FERNANDEZ: If...since Members understand that that's what we would have to do if that's what the vote...that would be one of the consequences of the vote.

COUNCILMEMBER LEE: Okay. All right, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Chair King?

VICE-CHAIR KING: Yeah, I was just going to, kind of along the same lines I would rather wait and have Councilmember Molina give us the, where the balance is coming from. But I just can't see people between \$4 and \$5 for an extra buck, okay I'm going to go take this to the side of the road versus putting it in the landfill. I mean, I don't know, just it doesn't feel like that substantial to me. Thank you.

CHAIR RAWLINS-FERNANDEZ: It's 3 to \$5.

VICE-CHAIR KING: Right, but I mean the proposal is four versus five so, you know, we're just saying that for that extra buck people are going to be dumping on the side of the road, but I don't know, I mean it just doesn't...

CHAIR RAWLINS-FERNANDEZ: Mahalo.

VICE-CHAIR KING: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. Member Sugimura?

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COUNCILMEMBER SUGIMURA: So, the landfill is in my neighborhood and I will say that I don't see a lot of people feeling like they need to not do the right thing. It's not a big thing for me. I would like to stick to the Mayor's proposed \$5 and understand that I think that when the Mayor sent down his Budget although we've made a lot changes that those numbers were crunched in. There's, I think what...if Mr. Molina is going to get more information about the impact from the departments, that'll finish off the story. But I stick to the \$5, so...

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura.

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Molina?

COUNCILMEMBER MOLINA: Yeah, Madam Chair, unless everybody is done with speaking on it, if it will make everybody feel better, I will go ahead and look for ways where we can get that money. And I guess we want to postpone the motion or withdraw the motion? And I guess is it your preference to revisit? If it's the majority of the body is to revisit, I'm open to that.

CHAIR RAWLINS-FERNANDEZ: My intention is to complete all the documents tonight, by tonight so that we can have hard figures for Monday.

COUNCILMEMBER MOLINA: Okay. Well, for the sake of expediency why not let's just take the vote. If it flies, it flies, if it dies, it dies.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: So, I'm open to vote.

CHAIR RAWLINS-FERNANDEZ: Okay. I'll call for the question. All those in favor of the motion to decrease the proposed rate of \$5 to \$4 for refuse hauling for light...residential light trucks please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: All those opposed please say "no."

COUNCILMEMBER SUGIMURA: No.

CHAIR RAWLINS-FERNANDEZ: Okay, the motion fails. Those that voted "aye" Member Sinenci, Member Molina, Member Lee, and myself. Oh no, the motion didn't die. Wait. Okay. Put your guys' hands up. Okay, we're going to do a roll-call vote. Okay. All those in favor of the motion please raise your hand and I'll call your name. Okay. Oh, okay. I guess I heard wrong. Member Sinenci, Member Molina, Member Lee, Member Paltin, Member Kama, and myself. And those that oppose the motion please

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raise your hand. Chair King, Member Hokama, and Member Sugimura. The motion passes.

VOTE: AYES: Chair Rawlins-Fernandez, and Councilmembers Kama, Lee, Molina, Paltin, and Sinenci.

NOES: None.

ABSTAIN: Vice-Chair King, and Councilmembers Hokama, and Sugimura.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: Although I think we ought to reconsider this at...if you can't find the 117,000, yeah?

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER LEE: That's only right.

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER LEE: Otherwise we have to take his house or something.

COUNCILMEMBER MOLINA: That's a fair request, Madam Chair. I'll make sure to find out how we can, where we can deduct that 117. You can have my house.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Okay. So, the next, there was one that...there was a request for the positions that Member Sugimura proposed earlier for under Finance for the DMV, so that those positions would be funded we needed to add a fee. Okay. And so, this information came from Director Teruya, FN-15. And that was a Departmental response, Page 13, where it says Department of Finance, General Fund, Charges for Current Services, duplicate driver's license. Okay, so we came to consensus on Page 13 and so if the majority of the body want to bring, wants to bring this back up to discuss I'll need a...are there any objections?

COUNCILMEMBERS: No objections.

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CHAIR RAWLINS-FERNANDEZ: Okay. So, the majority of the body is willing to bring this back up and discuss it after consensus. The proposal is to increase the duplicate driver's license from \$10 to \$12 and then that would fund, help to offset the cost of \$36,732 plus the fringe. Oh, for the eight positions which is a total of \$293,856 and the fringe was \$278,546.

VICE-CHAIR KING: Chair, just the driver's license, not the instructional permit?

CHAIR RAWLINS-FERNANDEZ: Ten to 12.

VICE-CHAIR KING: Okay, just the one. Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah, just the duplicate driver's license.

VICE-CHAIR KING: Okay.

COUNCILMEMBER LEE: Chair?

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: Is it your proposal --

CHAIR RAWLINS-FERNANDEZ: No.

COUNCILMEMBER LEE: --for, to go from 10 to 12?

CHAIR RAWLINS-FERNANDEZ: It is...if we wanted to have the, these positions covered by these fees, that's the proposal. And that proposal came in from Director Teruya in FN-15.

COUNCILMEMBER LEE: 'Cause I, you know, I think \$15 would be still reasonable.

COUNCILMEMBER HOKAMA: Yes.

COUNCILMEMBER KAMA: Yes.

COUNCILMEMBER LEE: I just went through that process myself and I thought \$10 was pretty cheap for something I really needed, you know?

CHAIR RAWLINS-FERNANDEZ: Oh yeah, just recently.

COUNCILMEMBER LEE: So, you know, 15 and we could use the other three.

CHAIR RAWLINS-FERNANDEZ: Okay. Is that a motion?

COUNCILMEMBER LEE: Move to change that amount to \$15 --

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VICE-CHAIR KING: Second.

COUNCILMEMBER LEE: --for the duplicate license.

CHAIR RAWLINS-FERNANDEZ: Okay. So, the...so, Member Lee moved to increase the duplicate driver's license from \$10 to \$15, seconded by Chair King. Discussion?

COUNCILMEMBER HOKAMA: Chair, I'm happy to --

CHAIR RAWLINS-FERNANDEZ: Member Hokama?

COUNCILMEMBER HOKAMA: --support it but I still think, I mean duplicative that means you screwed up so --

COUNCILMEMBER LEE: I did.

COUNCILMEMBER HOKAMA: --I don't have a problem you pay double.

COUNCILMEMBER LEE: I don't know about that one.

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair, I think this is the one because you need that star --

COUNCILMEMBER SUGIMURA: Star.

MS. YOSHIMURA: --for TSA.

COUNCILMEMBER LEE: I thought that was free.

MS. YOSHIMURA: No, that...so that's the duplicate license that people are actually going into the DMVL for.

CHAIR RAWLINS-FERNANDEZ: Mahalo for that clarification, Ms. Yoshimura.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: On the mic. Member Paltin?

COUNCILMEMBER PALTIN: So, if we do it before July 1st then it's \$10?

COUNCILMEMBER HOKAMA: That's fine.

COUNCILMEMBER SUGIMURA: Yeah.

COUNCILMEMBER HOKAMA: That's fine.

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COUNCILMEMBER PALTIN: Okay. I can do that.

CHAIR RAWLINS-FERNANDEZ: We should let the public know too. Member Sugimura?

COUNCILMEMBER SUGIMURA: Yeah, so these were the eight LTA positions, correct, that he was --

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SUGIMURA: --they were asking for? And I think there were like 94,000 I think people that needed to get that, to put the star on it. I think that was the number that we got from Finance, so it's...and it'll help pay for it. I don't think it'll pay for it in total but it'll help pay for it, so I support it.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Okay, Members, any more discussion? If not, I'll call for the question.

UNIDENTIFIED SPEAKER: Fine.

CHAIR RAWLINS-FERNANDEZ: Okay. The motion is to increase the duplicate driver's license from \$10 to \$15, all those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: All those opposed? No.

COUNCILMEMBER PALTIN: Oh, no.

CHAIR RAWLINS-FERNANDEZ: Okay. The motion passes eight to one. Myself.

COUNCILMEMBER PALTIN: I said no.

CHAIR RAWLINS-FERNANDEZ: Does that make sense for the record?

COUNCILMEMBER PALTIN: I said no.

CHAIR RAWLINS-FERNANDEZ: Oh you said no too? Okay, Member Paltin...so the motion passes six to eight...

VICE-CHAIR KING: Didn't she say...

CHAIR RAWLINS-FERNANDEZ: Oh. Don't distract me. I have a tired brain. Six to two...

VICE-CHAIR KING: Seven to two.

CHAIR RAWLINS-FERNANDEZ: Seven to two. Motion passes seven to two, Member Paltin and myself.

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VOTE: AYES: Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Sinenci, and Sugimura.

NOES: Chair Rawlins-Fernandez and Councilmember Paltin.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER PALTIN: . . . *(inaudible)* . . .

CHAIR RAWLINS-FERNANDEZ: On the mic.

COUNCILMEMBER PALTIN: When I offered it to be higher I thought it was like he was saying that's why I like...it's a...you lost it or something, but now we got to get it if you want to travel with it right?

VICE-CHAIR KING: No, it's for the duplicate.

COUNCILMEMBER LEE: It is for duplicate.

VICE-CHAIR KING: It's if you lose it.

CHAIR RAWLINS-FERNANDEZ: It's duplicate --

COUNCILMEMBER PALTIN: No --

CHAIR RAWLINS-FERNANDEZ: --but now we're requiring to have --

COUNCILMEMBER PALTIN: --you got to get the --

CHAIR RAWLINS-FERNANDEZ: --the gold star.

COUNCILMEMBER PALTIN: --gold star on your license to travel.

VICE-CHAIR KING: But is that considered a duplicate?

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CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER PALTIN: That's what they just said.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: TSA is requiring it.

CHAIR RAWLINS-FERNANDEZ: Yeah. So, we're requiring something new for people who didn't lose their driver's license that we're requiring them to now have a gold star and --

COUNCILMEMBER PALTIN: Yeah. So, that's...

CHAIR RAWLINS-FERNANDEZ: --if they don't get it before July 1st, you know, even though they're responsible and did have their driver's license, you know, in a, somewhere that they know where it is...

COUNCILMEMBER PALTIN: And it didn't expire yet and you want to get the gold star --

CHAIR RAWLINS-FERNANDEZ: Right.

COUNCILMEMBER PALTIN: --so you can use it to travel interisland or something.

CHAIR RAWLINS-FERNANDEZ: Right.

COUNCILMEMBER PALTIN: Or to the continent.

UNIDENTIFIED SPEAKER: Passport.

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: Okay. Okay, folks, we are in a hunt now for additional funds and so, Director, how many people do you think will need to get duplicate licenses in a year on the average?

UNIDENTIFIED SPEAKER: Everybody.

CHAIR RAWLINS-FERNANDEZ: I think Member Sugimura said 92,000.

COUNCILMEMBER SUGIMURA: Yes, it was something like that, 94,000.

COUNCILMEMBER LEE: Is that before July 1st or on an average per year?

UNIDENTIFIED SPEAKER: An average, average.

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UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

COUNCILMEMBER LEE: No, no, but how many people have to get that --

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER LEE: --duplicate, how many people on average get a duplicate?

CHAIR RAWLINS-FERNANDEZ: On average get a duplicate but we're...but we have that gold star now.

COUNCILMEMBER LEE: Okay, so the deadline somebody was talking about...

CHAIR RAWLINS-FERNANDEZ: October 1, 2020.

COUNCILMEMBER LEE: Twenty twenty, so 92,000 people have to do that?

VICE-CHAIR KING: Unless you're...

COUNCILMEMBER SUGIMURA: No.

CHAIR RAWLINS-FERNANDEZ: Sixty-something thousand.

COUNCILMEMBER LEE: Sixty-something thousand.

VICE-CHAIR KING: Yeah, so if you have to renew your driver's license anyway...

COUNCILMEMBER LEE: Well, just trying to figure it out because times three and then we put that down and then we go on to the next one and we put that down.

COUNCILMEMBER SUGIMURA: It's accumulating.

CHAIR RAWLINS-FERNANDEZ: Member Kama?

COUNCILMEMBER KAMA: I think that DMV has given the population till 2026 to get that gold star and you renew it on your birthday. That's what I thought. Anyway...

COUNCILMEMBER PALTIN: Yeah, but you won't be able to travel.

COUNCILMEMBER KAMA: True.

VICE-CHAIR KING: You can travel with a passport.

COUNCILMEMBER KAMA: Yeah, because that's what that gold star is actually going to take the place of. But in terms of duplicates, so if you lose your license before July 1st of 2020 [sic], it'll cost you \$10, right? But then after July 1st then it's going to cost you the 15, that's what we're doing here, right? Right? I mean July 1st this year.

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CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER LEE: Yeah, it's going to go up to \$15 this July 1st.

COUNCILMEMBER KAMA: This is going to get implemented --

COUNCILMEMBER LEE: Yeah, that's --

COUNCILMEMBER KAMA: --as of July 1st?

COUNCILMEMBER LEE: --when our Budget goes into effect.

COUNCILMEMBER KAMA: Oh. Oh.

COUNCILMEMBER PALTIN: You better get your gold star.

COUNCILMEMBER KAMA: I got my gold star.

COUNCILMEMBER LEE: There's three times how much, 62,000? Is that it?

COUNCILMEMBER SUGIMURA: I'm looking for the letter.

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura? Oh.

MS. YOSHIMURA: Chair, I thought it was somewhere around 65, 67,000 people who were eligible to get the gold star, and they were anticipating...I think he based it on an average of 4,073 duplicates per month. And so, the requirement is to have that star on your license by...well, October 1, 2020 is when Department of Homeland Security will accept credentials with the star designation. So, that's the push is to get the duplicate licenses by 2020, October 2020.

COUNCILMEMBER LEE: Okay, so it's about 4,000 times 3 --

MS. YOSHIMURA: A month.

COUNCILMEMBER LEE: --per month, right? Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Yeah, so FN-15 it has the monthly average of 4,073.

COUNCILMEMBER KAMA: Chair?

CHAIR RAWLINS-FERNANDEZ: And it would be an increase of \$5, so \$5 times...

COUNCILMEMBER SUGIMURA: You're right.

COUNCILMEMBER KAMA: So, Chair, I have a question then. If...

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CHAIR RAWLINS-FERNANDEZ: Member Kama?

COUNCILMEMBER KAMA: So, if Homeland Security says that you need to have the gold star on your license by October 1 of this year...

UNIDENTIFIED SPEAKER: Next year.

COUNCILMEMBER KAMA: Next year, 2020, but if your license doesn't expire for another six years, how does that occur unless Homeland Security gives DMV time to get all of their people cycled through until their next birthday? Because you can't get your license prior to at least six months before your next birthday, so how does that work?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

COUNCILMEMBER SUGIMURA: You can.

CHAIR RAWLINS-FERNANDEZ: Or, Mr. Ueoka?

MR. UEOKA: Member Kama, generally you are correct, but that's why it's a duplicate license, you're...basically it's you're getting a duplicate license. And you're correct though, you cannot renew your existing license except six months before your birthday, but you can get a duplicate license in the event you...like Member Hokama said, lost your license.

COUNCILMEMBER KAMA: I see, okay.

MR. UEOKA: So, that's the distinction here.

COUNCILMEMBER KAMA: Okay.

MR. UEOKA: So, people wanting to travel will go and get a duplicate license to the gold star even though their regular license doesn't expire for another few years.

COUNCILMEMBER KAMA: Okay, so we can actually catch a whale, right? We can actually catch a whale, right? Because these people all have to by 2020 October right?

COUNCILMEMBER LEE: We took the vote already.

COUNCILMEMBER KAMA: Oh. Oh. Well, maybe I want to make an amendment. Nah, just joking.

COUNCILMEMBER SUGIMURA: Or revisit.

COUNCILMEMBER KAMA: Joking.

CHAIR RAWLINS-FERNANDEZ: Okay, are we good?

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COUNCILMEMBER PALTIN: I don't have a gold star.

CHAIR RAWLINS-FERNANDEZ: I don't have a gold star either. Okay.

MR. UEOKA: Chair, if I may?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Just a reminder that fees should be related to what it costs the County to do an operation. Thank you.

COUNCILMEMBER PALTIN: No whales.

UNIDENTIFIED SPEAKER: No whales.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. We'll move on to the next one. And that is Member Sinenci, 20...Page 28, 29, and 30.

COUNCILMEMBER SINENCI: Thank you, Chair. I believe we have copies...we're making copies. Madam Chair, would you want to go on and then I'll come back? We're just waiting on copies for the Staff to Xerox.

CHAIR RAWLINS-FERNANDEZ: Okay, sure. I...

COUNCILMEMBER SINENCI: Thank you.

CHAIR RAWLINS-FERNANDEZ: Well, it's...yours is the last revisit but I had additional information...oh, actually there's two things. Okay.

VICE-CHAIR KING: I have a question --

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: --if you're looking for submitting some information. Just looking on the page, on Page 11 when we were talking about the driver's license, did we have a piece of legislation at the State Legislature that HSAC was supporting and it was requiring counties to produce IDs along with the driver's licenses because supposedly the State does the IDs. When I talked to Sandy Baz, he said we're already doing that, we're already doing the IDs. But I don't see...is there a fee in here for IDs?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair, let us look and we'll get right back to you.

VICE-CHAIR KING: Okay. Because if there's a fee in here and it's \$10 then I was just reading online about you can use your State ID with a gold star so you could actually

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go get an ID with a gold star if it was...if we had a fee and that would be cheaper than getting a duplicate license. But I don't see a fee in here, and if we're making them I guess we're giving them away for free?

COUNCILMEMBER SUGIMURA: Who's issuing that?

VICE-CHAIR KING: Well, when I talked to our Managing Director, he said there's no need for this legislation that requires the County to do it because we're already doing it. But if we're doing it and there's no fee in here then I guess we're doing it for free.

CHAIR RAWLINS-FERNANDEZ: Okay. While Ms. Yoshimura and Mr. Ueoka look for the information, I have information for you. Page 46, this is regarding the advertising permit fee on the bus. We voted to increase the rates from \$25 to \$50 and so in FY '18 the advertising generated \$25,900 in revenue and from January 2019 to when the vendor ended the contract, \$5,550 in revenue. And this is, all revenue is kept by the Department. Ad rates is determined by the concession vendor chosen by the Department. So, it's not an RFP or...it's a concession vendor. And so what happens is the company would determine its rates so they would go out and solicit advertising. And they would work, negotiate a fee for that advertising because they would work on the ad. And it's the ad cards are all the same size. And whatever above the \$50 that we now will be charging...so the Department collects all \$50 and then anything above the \$50 the company makes.

VICE-CHAIR KING: Okay. So...

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Chair? So, actually so we're making it harder for them to sell advertising and get any revenue off of it. Because if they were selling them for 25 and 25 had to go then they could conceivably go up to 50 and keep 25 of it, but now they have to get something more than 50 to get that extra revenue. So, I'm just, you know, thinking out loud, it's going to be actually harder for somebody to take over that job and sell advertising and make money at it which...

CHAIR RAWLINS-FERNANDEZ: Yeah. Twenty-five dollars a month on the bus, I don't know, I...

VICE-CHAIR KING: No, I'm not saying it's a bad deal for the --

CHAIR RAWLINS-FERNANDEZ: Oh, yeah.

VICE-CHAIR KING: --advertisement, I'm just saying it's, if someone went out of business because they couldn't make money at 25, at whatever above 25, we might not find anybody to bid on it at 50 if we're charging 50. So, maybe...it might be a situation where the...we have to actually hire somebody in-house to do this program. That might...

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CHAIR RAWLINS-FERNANDEZ: Well, it's going to committee.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: So --

VICE-CHAIR KING: We'll talk about it there.

CHAIR RAWLINS-FERNANDEZ: --we'll talk story more but I had additional information so --

VICE-CHAIR KING: Yeah, no, that's good to know.

CHAIR RAWLINS-FERNANDEZ: --I shared it. Okay. Okay. So, that was all the time, Member Sinenci, we're back to you.

COUNCILMEMBER SINENCI: . . .*(inaudible)*. . . finish the copies.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: You did have one more piece of information that might be helpful.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. Actually, there's one more, Page 22. Bottom of Page 22, camping permit fees. So, the non-residents, Monday through Thursday, adults 18 years and over is \$10 a night; children under 18, \$6 a night; and pets \$6 a night. Friday, Saturday, and holidays, adults 18 and over \$20 a night; children under 18 is \$12 a night; and pets are \$12 a night. So, that's what the rates are right now, and basically what's been happening and I'm working on legislation for this for after Budget, but there's companies like Airbnb that purchase these permits and then they sell this to tourists. So, it's like an Airbnb where they have like, you know, like a van that's modified with a bed...

COUNCILMEMBER PALTIN: I see it every time.

CHAIR RAWLINS-FERNANDEZ: So, this company, Airbnb...this company is called Outdoorsy and they buy these non-resident permits and then they profit off of our camping areas. And so, I'm looking at, you know, increasing the rates to try to deter that kind of action. They're, you know, they're taking up spaces for campers and they're, you know, just exploiting that space for...

COUNCILMEMBER PALTIN: Profiting off the County.

CHAIR RAWLINS-FERNANDEZ: Exactly. So, this is just an idea. I'm willing to withdraw the proposal 'cause, you know, maybe legislation might be more appropriate, but one idea is to increase the fees.

VICE-CHAIR KING: Chair?

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CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Is this what they refer to as glamping?

CHAIR RAWLINS-FERNANDEZ: Yes.

VICE-CHAIR KING: Okay. I had some complaints about this. So, yeah, that's pretty despicable to me, buying up these permits and reselling them. But, you know, if we go with these rates and somebody legitimately wants to go camping, you know, two adults with two children then that's 60 and 36 so that could be close to \$100 for a family of four to camp for one night. That's pretty expensive for camping if you're doing it legitimately.

CHAIR RAWLINS-FERNANDEZ: Okay. Any more discussion?

COUNCILMEMBER KAMA: Chair? So --

CHAIR RAWLINS-FERNANDEZ: Member Kama?

COUNCILMEMBER KAMA: --is there someplace over here that shows us that if, like if a group, like if a family wanted to do a weekend family reunion and everybody came, I mean our family goes to Nanakuli, all 365 of us. But so we have to use a park, right, 'cause there's just no facility we can afford, and so do we something that says group permits and for local residents or something like that? Or is everybody charged a \$5, \$3 fee, you know, per person in that big group? Do we have a group fee or something?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you. Member Kama, it's been a long time, things may have changed slightly, but if I do remember correctly for camping, this is only for our County parks where camping is permitted.

COUNCILMEMBER KAMA: Yeah.

MR. UEOKA: I think there's one on Molokai, one at Kanaha, and one at, I'm probably going to say this wrong, Papalaua or something. Those are our three County campgrounds. I believe they're broken down into like small campsites so you have to rent one campsite at a time, so I don't think it is accommodated for giant groups. I think if...what you're talking about is more you'd want to permit and use a park like a whole park or something.

COUNCILMEMBER KAMA: Yeah.

MR. UEOKA: And then you'd have to see if camping is permitted and all of that stuff. But as far as for our campsites, they're small campsites broken down into...campgrounds broken down into small individual campsites.

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COUNCILMEMBER KAMA: Okay.

MR. UEOKA: Thank you.

COUNCILMEMBER KAMA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Member Paltin and then Member Lee.

COUNCILMEMBER PALTIN: I just was Googling your Outdoorsy Maui and they have like the camper vans, \$165 a night, but they don't need to go to the campsite I think, they can just park anywhere it looks like, I mean on the phone. But Mr. Ueoka looks like he wants to say something.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: It's a completely different subject, Chair. You guys might want to take that up in committee, but I believe there is a State law against human habitation of vehicles but...

VICE-CHAIR KING: Only on public property.

MR. UEOKA: Yeah, you could probably stay but if you're just on the side of the road or something that's a problem. But I don't think this is...well your call, Chair, but I don't know if this is part of our Budget right now. Thank you.

CHAIR RAWLINS-FERNANDEZ: Yeah, we're just talking about the camping permits.

COUNCILMEMBER PALTIN: Okay. 'Cause have you driven to Lahaina lately?

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Lee?

COUNCILMEMBER LEE: Did I hear you say something about this might need an ordinance, a separate ordinance? Okay, so you're thinking of referring this to committee --

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER LEE: --but in the meantime raising it to the numbers you are proposing?

CHAIR RAWLINS-FERNANDEZ: Yeah, it's an idea.

COUNCILMEMBER LEE: An idea. Okay. Well, here's another idea --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: --for future use.

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CHAIR RAWLINS-FERNANDEZ: I love ideas.

COUNCILMEMBER LEE: For future use. On Lanai the only way you can camp is if you are with a resident, so I thought that was a good idea. But I honestly don't know if this is too high or not, I have no reference point. I mean I'll gladly support it if we had a little bit of more information. Yeah.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Chair King?

VICE-CHAIR KING: Thank you. Actually, I've been camping on Lanai without a resident in the State park area. You have to get a permit and you can park there, I mean camp there. But I would...I think this should go to our Healthy Families and Communities Committee that oversees Parks and Rec, and then for discussion on whether we need an ordinance or can address this through fees and what would be reasonable fees and how could we prevent legitimate campers from, you know, having to pay hotel rates to be in a State park.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: That would be my preference.

CHAIR RAWLINS-FERNANDEZ: Is there any objection to sending this to Healthy Families and Communities Committee?

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay, so we'll just, we'll refer that to Committee and discuss it then. Okay. All right. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair, for your indulgence. So, yeah, the Members have just been handed out the Table A fee schedule for public...Department of Planning for the .25 percent [sic] increase in the permit fees. So, the increases would be in red.

VICE-CHAIR KING: The proposed fee is in red?

COUNCILMEMBER SINENCI: Proposed fees in red, excuse me, and the originals in blue. So, the...Chair?

CHAIR RAWLINS-FERNANDEZ: Member Sinenci?

COUNCILMEMBER SINENCI: So, the fees came off of the 2009 study and at...and we took...I know you were looking at a 20 percent or you indulged one of those, but at 19 percent according to the fee the cost recovery would be upwards of 1.7 million.

VICE-CHAIR KING: Do you need a motion?

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CHAIR RAWLINS-FERNANDEZ: I'll entertain a motion.

COUNCILMEMBER SINENCI: Yes. So, I move to adopt the .25 percent [sic] to Department of Planning, Table A fee schedule for permits.

VICE-CHAIR KING: Twenty-five percent.

COUNCILMEMBER PALTIN: Twenty-five percent.

COUNCILMEMBER SINENCI: Twenty-five percent. Excuse me.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: Second.

CHAIR RAWLINS-FERNANDEZ: Motion made by Member Sinenci, seconded by Chair King. Discussion? Okay, if there's no discussion, I'll call for the vote. All those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay, motion passes unanimously.

VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

COUNCILMEMBER SINENCI: Thank you, Members.

COUNCILMEMBER PALTIN: Thank you, Mr. Sinenci.

COUNCILMEMBER SUGIMURA: Thank you for doing the work.

CHAIR RAWLINS-FERNANDEZ: Okay. We've completed our revisits.

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VICE-CHAIR KING: Chair, can I...

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: I just need to give you some information for the fuel tax on Page 45 that I found out during the break. There actually is no State avenue and I confirmed this with Mr. Ueoka for bifurcating the biodiesel tax. There's only one definition of biodiesel in the State Code and it's anything with 20 percent or more biodiesel in it. So, in order to have two rates, we would have to have a change in State law.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: So, it basically just has to be one vote.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. Mr. Ueoka?

MR. UEOKA: Yeah, Chair, I'm not familiar with the, how that form works. It talks about in the Code just the amount fixed for alternative fuels may be proportional to the contents of the fuels as determined by their lower heating values, times one-half. It just talks about alternative fuels in the Code, it...in the State law pertaining to the setting of the County's fuel tax. Thank you.

VICE-CHAIR KING: Yeah, there's no...but...sorry, I thought you were agreeing with me during the break, but there's no way to report that on the State tax form.

MR. UEOKA: Yeah, I was agreeing with you. I'm not familiar with the State tax form.

VICE-CHAIR KING: Yeah.

MR. UEOKA: Sorry, I apologize if I confused you.

VICE-CHAIR KING: Yeah. Yeah, no, I mean it's just a matter of its logistics 'cause you can't, you just can't do it the way the law is written right now.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Chair King. Mahalo, Mr. Ueoka. Okay. So, that was all the revisits and all the additional information. Okay. Oh shoots, okay, we're going to go to Page 10.

VICE-CHAIR KING: Oh, one more?

CHAIR RAWLINS-FERNANDEZ: No, it's RPT.

VICE-CHAIR KING: Oh.

CHAIR RAWLINS-FERNANDEZ: Okay. So yeah, the resolution that was distributed just before the break...oh, aloha, Director Teruya. Mahalo for joining us. Okay, so on the

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second page of the resolution, look at the proposed rates, the Chair's proposed rates, and the difference...the amount that the proposed rates would generate and then the difference above the Mayor. So, the proposed rates would generate \$71,979,153 more than what the Mayor proposed. Okay. And this is the same rates that I had shared earlier this month. One adjustment to Hotel and Resort, I heard the Committee and I brought that down to 14.91 instead of 15.41.

COUNCILMEMBER PALTIN: Can you...Chair?

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: Can you repeat what the excess amount was?

CHAIR RAWLINS-FERNANDEZ: Oh, you have it, it was distributed. If you look for the resolution, it was just distributed before break.

COUNCILMEMBER PALTIN: This one?

CHAIR RAWLINS-FERNANDEZ: Yes. Turn the page, all the way to the bottom right.

COUNCILMEMBER PALTIN: Oh, okay, I see it. Thanks.

CHAIR RAWLINS-FERNANDEZ: Seventy-one, that's the amount. Okay. And as I mentioned to the Committee earlier that the most...the maximum that our proposals would cost with everyone's proposals to the Budget was \$51,139,162, so that was the number I gave you earlier before we started making adjustments. And we did make a lot of cuts so and this includes the \$20 million for affordable housing. Okay. Member Hokama?

COUNCILMEMBER HOKAMA: Well, thank you. I appreciate that. So, for me I have a real property tax range that I have already worked out for myself depending upon what is our actual numbers that I expect from Staff, because I'm looking at a multiple approach to resolve our revenue. So, some would be taxes, some would be fees, some would be adjustments in penalties, but I think we have enough components that once I know what is our number, I can figure out where I want to make my adjustments, 'cause my proposal is I'm, I plan just to raise \$358 million for the real property tax which is --

CHAIR RAWLINS-FERNANDEZ: Okay, and we'll get...

COUNCILMEMBER HOKAMA: --about 22 million more than the Mayor's proposal.

VICE-CHAIR KING: Can you give us your range or...

COUNCILMEMBER HOKAMA: Well, yeah, well, I don't even know what is my target for hit expenses.

VICE-CHAIR KING: Right, but do you have a range?

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CHAIR RAWLINS-FERNANDEZ: So, the expenses that I shared with you 'cause we won't get firm numbers until Monday, but the approximate number is above the Mayor's from all of our proposals, including the \$20 million for affordable housing is \$51,139,162.

COUNCILMEMBER HOKAMA: Okay.

CHAIR RAWLINS-FERNANDEZ: So...

COUNCILMEMBER HOKAMA: Then with my proposal, Chair, all I'm going to say is I'm going to look to cut \$30 million.

CHAIR RAWLINS-FERNANDEZ: Right.

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: So, that's what we would have to do.

VICE-CHAIR KING: Is that all General Fund, none of those are GO Bonds?

CHAIR RAWLINS-FERNANDEZ: Yes.

VICE-CHAIR KING: Okay. So, there's 51 million above the Mayor's proposal in just General Fund money. Okay. Wow. And also the --

CHAIR RAWLINS-FERNANDEZ: I'll double check.

VICE-CHAIR KING: --other question I had is...

CHAIR RAWLINS-FERNANDEZ: I'll double check for you, Chair King.

VICE-CHAIR KING: Okay. The other question I had was on the affordable housing are we...is...are...do we have both those proposals in there to raise it to 4 percent plus 20 million? Because I know we had one proposal to raise the Affordable Housing Fund to 4 percent of RPT and the other one was 20 million. So, are we...does that 50 million include both of those? Because my intent was one or the other.

CHAIR RAWLINS-FERNANDEZ: Yes, both of those.

VICE-CHAIR KING: Okay. So, I would just say we should look at one or the other, either 4 percent or the 20 million and have that discussion, 'cause that could cut our 50 million down 20 million right there.

COUNCILMEMBER LEE: Yeah. I think --

CHAIR RAWLINS-FERNANDEZ: Member Lee?

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COUNCILMEMBER LEE: --we can take a look at that. But I'm sure if we look real closely we all could, you know, trim some of the things that we put in the Budget and then look at the big-ticket items like let's say affordable housing and try and tweak it and to where we're down to more like 30 million and now we're in the ballpark. Yeah? What do you folks think?

COUNCILMEMBER HOKAMA: Easier to work with.

COUNCILMEMBER LEE: Not that we're going to take away that, you know, but we might time it differently, the housing money.

VICE-CHAIR KING: Well, but my propose...

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Thank you. My proposal for the 20 million which came from Councilmember Kama --

CHAIR RAWLINS-FERNANDEZ: And Member Lee.

VICE-CHAIR KING: --was not on top of the 4 percent, was either or, so we have both of them in there now. So, I think we have to decide which way --

CHAIR RAWLINS-FERNANDEZ: It was on their --

VICE-CHAIR KING: --we want to go.

CHAIR RAWLINS-FERNANDEZ: --priorities.

VICE-CHAIR KING: Yeah. But I thought their priorities were all...it was all of our priority is to do something like that but not both. I don't know, I mean that...my intention was not both.

COUNCILMEMBER LEE: Yeah. You want to --

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: --discuss it now? I mean there are other areas we can cut too besides there. But of course, that's the obvious one because you can lop off 20 million off that 50 million, you know, shopping spree we went on, you know. And so, I don't know, how do you want to handle it, you want to go there first?

CHAIR RAWLINS-FERNANDEZ: Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. In your handout you also had 20,839,991 to spare?

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CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SINENCI: So, that is an extra 20 million on...

CHAIR RAWLINS-FERNANDEZ: Right, so we would reduce the rates.

COUNCILMEMBER SINENCI: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Yes. But, Member Lee...oh, go ahead, Member Lee.

COUNCILMEMBER LEE: I'm not sure if you understand, that's not an extra 20 million, yeah? It's like we would have been over 70 million, that's the idea. We would have been over 70 million. You know the 20 million to spare, if we spent it, we would have been up to 70 million over. Yeah, right?

CHAIR RAWLINS-FERNANDEZ: Over the Mayor's proposal.

COUNCILMEMBER LEE: Right.

CHAIR RAWLINS-FERNANDEZ: Yeah. Okay, so we can...Member Lee?

COUNCILMEMBER HOKAMA: Start trimming because we're going to need the balances by funds. So, as soon as you guys can give me that tonight that's fine, I can make adjustments by tomorrow and finish it.

COUNCILMEMBER SUGIMURA: What...

VICE-CHAIR KING: Can I make a motion?

COUNCILMEMBER PALTIN: Can I ask a question?

CHAIR RAWLINS-FERNANDEZ: Okay, Member Paltin, Member Sugimura, and then Chair King.

COUNCILMEMBER PALTIN: If we're to start trimming the 20 million, that's mostly only from the General Fund account or it, like do we know where we need to trim it from?

VICE-CHAIR KING: General Fund.

COUNCILMEMBER HOKAMA: The Staff can be able to tell us.

COUNCILMEMBER PALTIN: Oh, so it's in various accounts, various amounts.

COUNCILMEMBER HOKAMA: . . .*(inaudible)*. . . Sewer Fund, Water Fund.

COUNCILMEMBER PALTIN: Oh okay, got it.

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VICE-CHAIR KING: No.

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: I think the proposal was to add 20 million so it was just a lump sum from the General Fund.

COUNCILMEMBER SUGIMURA: Oh, you're talking about affordable housing?

VICE-CHAIR KING: Yeah, the affordable housing 20 million was just a lump sum, but that was aside from Mr. Molina's 4 percent so now we have both of them in the Budget.

COUNCILMEMBER KAMA: That's a good thing?

VICE-CHAIR KING: Well, it's not a good thing if we're \$50 million over our, you know, we have to trim somewhere so my proposal would be to pick one or the other, either go with the 20 million or the 4 percent. If we go with the 4 percent we set a precedent and we could do 4 percent every year, we'd be adding more every year. If we go with the 20 million, that's more than the 4 percent but do we know that we could even use it this year, in one year? So, my suggestion would be to go with the 4 percent this year, see if we can use it. Because if projects come up that we need to fund, we can always general bond...I mean we can always bond fund them but we don't know that we could use the full 20 million in one year.

COUNCILMEMBER LEE: Chair? But how would you earmark that, the 20 million?

VICE-CHAIR KING: I wouldn't, I would just go with a proposal to increase the Affordable Housing Fund by 4 percent of RPT and not do the 20 million this year because that's going to come up...I think that was 14 million or something, that 4 percent?

COUNCILMEMBER LEE: Tasha?

COUNCILMEMBER KAMA: Chair, can we ask what that 4 percent would be from our Finance Director?

CHAIR RAWLINS-FERNANDEZ: Yeah, we have that information in our Budget but...shoot, where did I put it.

COUNCILMEMBER LEE: Madam Chair, while they're looking for that --

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: --I think all of us need to look at what we've added to the Budget and what we can possibly delay for next year or the following year to, you know, return to the Budget. But we can't just take it off of housing, that was our number one priority. So, everybody has to look deep and see what we can reduce that we added to the Budget.

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CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. So, basically if we took out that \$20 million for affordable housing, it would be about 31 million above the Mayor's proposal.

COUNCILMEMBER LEE: And then if we all took out 2 million apiece or something like that, that would also be helpful. Then we get even closer to the Mayor's Budget.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee.

COUNCILMEMBER PALTIN: Let's do that, let's try and cut ourselves.

VICE-CHAIR KING: I'm cutting myself back 20 million. That was my proposal, the affordable housing, 20 million.

CHAIR RAWLINS-FERNANDEZ: The affordable housing was Member Lee and Member Kama's.

COUNCILMEMBER HOKAMA: So, Chair?

CHAIR RAWLINS-FERNANDEZ: Member Hokama?

VICE-CHAIR KING: I don't have 2 million in...

COUNCILMEMBER HOKAMA: You know for those that want to look at high-tag projects like housing, you know, I think we've disregarded the Director's comments. Okay. We can give her 20 million, I think she can luckily do 10 in the next year, luckily. So, why would we waste money and put money in a budget when we know the departments cannot perform? Unless you have a specific project ready to go, you're not going to use your money. Okay. So, lucky if Housing and Human Concerns does 10 million for housing in the next 12, 18 months, lucky. Maybe the fastest thing would be MCC.

COUNCILMEMBER PALTIN: Travelodge.

COUNCILMEMBER HOKAMA: Or that. If it's ready then I would say let's put the money, but if it's not, I rather have the money go someplace else. So, and that's the only way we can...we're going to figure the big engine which is property tax. Okay. So, 'cause I will not support the current Committee proposal. I think 358 million that we raised from 340 is a reasonable increase over one year, and that's still a big whack for every category, 'cause my proposal increases everybody, nobody gets a free ride. So, that's how I approached it. I hope you folks looked at your approaches to property tax increases too.

COUNCILMEMBER KAMA: Okay, so I'm okay if you all are okay. So, we're going to go with the 4 percent of RPT goes to affordable housing. I'm sorry, Ms. Paltin, what did you say?

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CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: I said it might be nice to just keep 5 mil out of your 20.

CHAIR RAWLINS-FERNANDEZ: Five million dollars for affordable housing instead of 20.

COUNCILMEMBER KAMA: I can do that too, I don't have a problem with that. It's up to the will of the Council.

COUNCILMEMBER LEE: Plus the 4 percent?

COUNCILMEMBER PALTIN: Yeah.

COUNCILMEMBER KAMA: Plus the 4 percent.

CHAIR RAWLINS-FERNANDEZ: Plus the 4 percent.

VICE-CHAIR KING: That's actually...

COUNCILMEMBER SUGIMURA: That's 20.

VICE-CHAIR KING: Actually, that puts us up to 20 again, so, you know, I mean I understand about putting...keeping that money in there, but if we keep that...just to have that money in there, we're going to be raising some of these tax rates even higher and, you know, I...we went through this kind of last year when we saw that \$9 million proposal by the Housing Department and there was no project, remember, it was just a wish list. And basically, we would have put \$9 million in there and then they could do whatever they want with it. And so, we took it out because there was nothing firm. So, we're already going to be putting in about 13, 14 million with the 4 percent and I think I'm comfortable with that. And then if we do come up with some projects, we can bond fund them when they come up. But we don't have, you know, we've got to get our ducks in a row and, you know, it seems like there's now political will on this body to actually get involved in these projects and take the lead and put out RFPs or work directly with developers which there wasn't in the past. So, you know, if we can get something going then I'm all for, you know, next year putting in some big money. But right now we don't have anything identified so I think sticking with the 4 percent is wise.

COUNCILMEMBER LEE: Madam Chair?

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: Can we have some time to...

CHAIR RAWLINS-FERNANDEZ: That's what I was thinking.

COUNCILMEMBER LEE: Yeah, then we can look at ours.

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CHAIR RAWLINS-FERNANDEZ: So, about a half hour?

COUNCILMEMBER LEE: Sure. Is that...good for me, I don't know about everybody else.

UNIDENTIFIED SPEAKER: Good.

CHAIR RAWLINS-FERNANDEZ: Okay, 'cause I also...because we...because my rates generated far more than what we needed, I also ran a few more numbers and brought it down where Time Share is at the Mayor's proposal, Hotel was about 50 cents less than the Time Share at 13.47, so 13.93, 13.47, and Short-Term was right below Hotel at 13.38. And I brought back...

COUNCILMEMBER LEE: Could you repeat that please? Please.

CHAIR RAWLINS-FERNANDEZ: Yes. Okay. So, Timeshare at 13.93 and that's what the Mayor proposed, Hotel at 13.47, Short-Term at 13.38, and I brought back up to the current rate the Homeowner at 2.85. And all the numbers that you...all the other rates that you have in front of you are the same. And that generated 47 million above. And so, I can bring that rates even lower than that, and we would generate about that 30, you know, \$30 million.

COUNCILMEMBER LEE: What did the Mayor generate, his proposal?

COUNCILMEMBER HOKAMA: Three forty.

CHAIR RAWLINS-FERNANDEZ: Yeah, 338,122,967.

COUNCILMEMBER LEE: Try again.

CHAIR RAWLINS-FERNANDEZ: Three three eight, one two two, nine six seven.

COUNCILMEMBER LEE: Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah, that's...and you have that, that's on the spreadsheet that you have.

COUNCILMEMBER PALTIN: Chair?

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: Do we save the Homeowner and the minimum tax to the very end?

COUNCILMEMBER HOKAMA: Yeah.

COUNCILMEMBER PALTIN: Okay.

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CHAIR RAWLINS-FERNANDEZ: Okay, so would you like to take a half hour to kind of absorb this information, see if you...huh?

UNIDENTIFIED SPEAKER: You want to just do dinner break?

VICE-CHAIR KING: Should we just do our dinner break here, it's already 5:47.

CHAIR RAWLINS-FERNANDEZ: Oh, I guess so.

COUNCILMEMBER HOKAMA: It's six o'clock, yeah?

COUNCILMEMBER PALTIN: So long as you're saying working dinner...

COUNCILMEMBER LEE: Not so long though.

CHAIR RAWLINS-FERNANDEZ: Okay, how about...

COUNCILMEMBER HOKAMA: Seven.

VICE-CHAIR KING: To 7:00.

COUNCILMEMBER HOKAMA: Come back 7:00.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER HOKAMA: And get some numbers.

VICE-CHAIR KING: Otherwise...yeah.

CHAIR RAWLINS-FERNANDEZ: Okay, we'll take our dinner break now. We'll recess until 7:00.

COUNCILMEMBER KAMA: So, Chair?

CHAIR RAWLINS-FERNANDEZ: Member Kama?

COUNCILMEMBER KAMA: If I may, Evan ran some numbers for us, I don't know if you want to take a look at it. He made copies for everybody, so can I just give this to Staff and they can look over it during their dinner break?

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: Thank you.

COUNCILMEMBER SUGIMURA: Evan's, RPT, Evan's calculations.

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CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: Oh, it's not your proposal?

COUNCILMEMBER KAMA: I'll give you mine's.

CHAIR RAWLINS-FERNANDEZ: Okay. I was actually going to lower it more to like 30. I was going to lower it more to like...sorry, we never recess yet.

COUNCILMEMBER PALTIN: Where is the Sunshine police?

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: No, when we come back, I'll give them a different one. Yeah. Yeah. Okay, ready? We're going to recess. Okay, it's 5:48 on April 25th, the...we're going to break for recess until 7:00 p.m. I'm sorry, do you want that distributed to all the Members?

COUNCILMEMBER KAMA: Yeah, before they go to break so they can look at it. ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: Yeah, that's going to take like maybe like 10 to 15 minutes.

COUNCILMEMBER MOLINA: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: Just to stamp and distribute.

VICE-CHAIR KING: Yeah, we can get it when we come back.

COUNCILMEMBER KAMA: Well, it's up to you guys. Wish you would get it now.

COUNCILMEMBER LEE: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: What's...

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: Okay, Staff is going to distribute.

COUNCILMEMBER KAMA: Thank you.

COUNCILMEMBER MOLINA: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: Thank you. Okay, so what Staff is distributing...do you want to talk about the numbers that is being distributed? Member Kama?

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COUNCILMEMBER KAMA: Thank you, Chair. So, basically you have top, middle, and bottom proposals. So, the Mayor's proposal is on the top, our Chair's proposal is in the center, and my proposal's on the bottom. And the latest numbers from the Chair is the latest that we got before she just gave us her new numbers is what we're using as a reference. Thank you. So, and that's it, Chair. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Okay, so as soon as that's distributed then we'll break for recess until seven o'clock.

COUNCILMEMBER HOKAMA: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, it's 5:50 on April 25th, the Economic Development and Budget Committee is now in recess. . . .(gavel). . .

RECESS: 5:51 p.m.

RECONVENE: 7:10 p.m.

CHAIR RAWLINS-FERNANDEZ: . . .(gavel). . . Will the Economic Development and Budget Committee please return to order. It is 7:10 on April 25th. And we left off discussing proposed RPT rates. And I understand from our discussion before break that Members are...will have a hard time coming to consensus on RPT rates until we have numbers on the expenses that we would be incurring. And so my recommendation to get you numbers because we can't get numbers without rates so that we can have a balanced Budget. So, I'd like to propose that we set aside the RPT rate discussion until Monday at 10:00 a.m., and I will just put forward my proposed rates so that we can get the numbers for Monday, and we'll complete Appendix A, Part II, the legislative bills, and then we'll recess until Monday at 10:00 a.m. so that you can receive firm numbers based on revenue and expense. And the documents will have been reviewed and complete and ready for necessary adjustments at that point. And then we can, you know, make those decisions that Members seem to be uncomfortable with making without those numbers. Okay. Member Hokama?

COUNCILMEMBER HOKAMA: Chair, I would just also ask to please also ensure for us the appropriate amounts for fringes 'cause we've added a lot of --

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER HOKAMA: --positions so make sure we get that good number for fringes please. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Absolutely. Okay, Members, any other questions or comments about the Chair's recommendation on how we move forward from here? Okay, all right. Let's go then. Okay, so Staff distributed what...I'll...asked Staff to use to get us those numbers. Member Molina?

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COUNCILMEMBER MOLINA: Yeah, thank you, Madam Chair. Just whenever you deem in appropriate, I know when we took that vote on the proposed reduction for the landfill fee, I do have that proposed solution to that, whenever you deem it appropriate.

CHAIR RAWLINS-FERNANDEZ: Oh okay. Okay, I mean if no one else has anything to discuss before we go into Appendix A, Part II, we can discuss that now, Member Molina.

COUNCILMEMBER MOLINA: Madam Chair, I'll be very brief.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: My proposal to offset that \$117 shortfall with the lower fee basically we're looking at making a revision. Central Maui...in your Program Budget, Members, if you'd like to look at Page 694 of the Capital Improvements, Central Maui Land [sic] Entrance Facility Traffic Improvements, CBS-5502, \$50,000 from Solid Waste Fund to bonds. And the CML Customer Drop-Off Area Improvements, CBS-5493 which is on Page 688, changing the funding to 67,000 in bonds and a balance of 33,000 from the Solid Waste Fund. This would not impede the projects, it's just a different way of funding it. And we did consult with the Budget Director so if you'd like a more detailed analysis of this proposal, Ms. Yoshimura is there as well. So, that is how we propose to do this.

COUNCILMEMBER HOKAMA: Second.

CHAIR RAWLINS-FERNANDEZ: Okay, motion by Member Molina, second by Member Hokama. Discussion? All those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Motion passes unanimously.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

COUNCILMEMBER MOLINA: Thank you, Members.

CHAIR RAWLINS-FERNANDEZ: Mahalo for get...tracking that down, Member Molina. Okay. Okay, Members, ready to shift gears?

COUNCILMEMBER LEE: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, and then I'll thank the Finance Director, Director Teruya for being on-call and joining us tonight for any questions that we would have. Aloha. Okay. Okay.

UNIDENTIFIED SPEAKER: Good night.

CHAIR RAWLINS-FERNANDEZ: Good night. Okay, here we go, Appendix A, Part II. Okay. We'll start on Page 45, Plan Review Permit Processing and Inspection Revolving Fund, number four, provided that \$186,049...

COUNCILMEMBER PALTIN: Chair?

CHAIR RAWLINS-FERNANDEZ: Oh, Member Paltin?

COUNCILMEMBER PALTIN: What...Appendix A?

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER PALTIN: Okay.

CHAIR RAWLINS-FERNANDEZ: Part II.

COUNCILMEMBER PALTIN: Okay.

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CHAIR RAWLINS-FERNANDEZ: Special Purpose Revenues. Got it? Okay. Page 45, that's the top page. Okay. And you see the highlighted area.

COUNCILMEMBER PALTIN: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Okay, got it. Everyone's got it now.

COUNCILMEMBER PALTIN: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Yes, too much paper for sure. Okay, Page 45, D(4), provided that \$186,049 shall be for 3.0 additional equivalent personnel to expedite the permit review process. Member Lee?

COUNCILMEMBER LEE: Madam Chair, I'd like to delete this proposal.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: Second?

CHAIR RAWLINS-FERNANDEZ: Any objections?

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay, let's go to the next page, Page 46, H, Animal Management Revolving Fund, provided that no more than 120,000 shall be used to purchase two enforcement vehicles for animal management programs. Chair King?

VICE-CHAIR KING: Thank you, Chair. I don't know why it says no more than. I think it should just say that provided that 120,000 shall be used to purchase two enforcement vehicles.

CHAIR RAWLINS-FERNANDEZ: If it's less than.

VICE-CHAIR KING: And I mean they won't...if it costs less they're not going to go...they're not going to spend more money.

CHAIR RAWLINS-FERNANDEZ: But if we take out no more than, then it's going to say 120,000 shall be used to purchase so they're going to have to spend 120,000.

VICE-CHAIR KING: Mr. Ueoka, is that the...and is that in the interpretation if we just say provided that 120,000 shall be used to purchase two enforcement vehicles? I mean if they're not 120, do they still have to spend 120,000?

CHAIR RAWLINS-FERNANDEZ: Provided that 120,000 shall be used to purchase two enforcement vehicles.

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VICE-CHAIR KING: If we get rid of that no more than? Does it matter?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

VICE-CHAIR KING: No, no, I just wonder about the wording.

MR. UEOKA: I think the wording is fine the way the Chair has it. Also, it's kind of better to have the "no more than" 'cause I don't even think they'll...I'm not sure if there's 120,000 in the whole thing.

VICE-CHAIR KING: Okay, so if they...if it does come to say 122, they can use their own money from somewhere else to complement it?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you, Chair. If it comes out more than 120, they can find additional funding I would assume.

VICE-CHAIR KING: Somewhere else? Okay.

MR. UEOKA: Yeah.

VICE-CHAIR KING: Okay, that's fine.

CHAIR RAWLINS-FERNANDEZ: Okay, would you like to make a motion?

VICE-CHAIR KING: Yeah, I'd like to move that we add under Special Purpose Revenues, number [sic] H, Animal Management Revolving Fund, one, provided that no more than \$120,000 shall be used to purchase two enforcement vehicles for animal management programs.

COUNCILMEMBER SUGIMURA: Second.

CHAIR RAWLINS-FERNANDEZ: Okay, motion by Chair King, second by Member Sugimura. Discussion? Okay, all those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? The motion passes unanimously.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay. Ms. Fujita, do you know why those two numbers by Open Space...oh, because of the adjustments. Okay. So, on Page 47 where it's highlighted...oh, no. Okay. Page 48, so it...because of the Ramseyer it got duplicated so we'll go to the next page, page...oh, I'm sorry. It starts on 47. Provided that 750,000 shall be for a grant to Ke Ao Halii for land acquisition and related cost for TMK. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. This was the Mayor's proposal to acquire the land at Mokae for the nonprofit Ke Ao Halii to be put in conservation.

CHAIR RAWLINS-FERNANDEZ: Okay. Consensus?

COUNCILMEMBERS: Consensus.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SINENCI: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, next. So, the...it was the Mokae and Makaalae and consensus --

COUNCILMEMBER SINENCI: Yes, Chair.

CHAIR RAWLINS-FERNANDEZ: --on the Makaalae?

COUNCILMEMBERS: Consensus.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, number seven, provided that \$4,815,373 shall be for the purchase of real property from Wailuku Water Company, LLC, identified as the TMKs. Member Lee?

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COUNCILMEMBER LEE: Madam Chair, weren't we going to put this in bond?

CHAIR RAWLINS-FERNANDEZ: A portion was going to be in bond and a portion you asked for in Open Space.

COUNCILMEMBER LEE: Which would be better for us? Put the whole thing in bond unauthorized?

VICE-CHAIR KING: We didn't...yeah, I thought that's what we were going to do because we were going to send it to committee and discuss...we have only discussed the actual purchase.

COUNCILMEMBER LEE: Okay, no, but we're, right now there's a portion of it in Open Space, and I'm thinking maybe, you know, we can relieve that for something else and put the Wailuku Water Company all in bond. Okay, if that was...everybody's understanding then that's what I would be asking.

CHAIR RAWLINS-FERNANDEZ: Okay. So, we'll strike it from Open Space.

COUNCILMEMBER LEE: Right.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, any objections?

COUNCILMEMBERS: Consensus.

VICE-CHAIR KING: So, this is appropriated but not authorized?

CHAIR RAWLINS-FERNANDEZ: We're taking it out of Open Space --

VICE-CHAIR KING: Right, but for the...

CHAIR RAWLINS-FERNANDEZ: --and then we'll take that up separately.

COUNCILMEMBER LEE: Another time.

VICE-CHAIR KING: Oh, we're just taking it out? Oh, okay.

CHAIR RAWLINS-FERNANDEZ: Yeah. Okay?

VICE-CHAIR KING: Okay. Consensus.

CHAIR RAWLINS-FERNANDEZ: Okay. Number eight, provided that 50,000 shall be for an appraisal for the Kulanihako'i Greenway Park. Chair King?

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VICE-CHAIR KING: Yeah, I think that we...they worded it land acquisition and related costs, but basically the first part of this is an appraisal so hopefully we get a more realistic price on this and then we can start negotiating.

CHAIR RAWLINS-FERNANDEZ: Okay, Members, consensus?

COUNCILMEMBERS: Consensus.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, number nine, funding shall be for the purchase of a 50-acre park site in the West Maui Community Plan area. Member Paltin?

COUNCILMEMBER PALTIN: Yeah, it would be cool to just put, you know, a symbolic placeholder value amount, but if not then West Maui still get plenty park assessment fees, right?

CHAIR RAWLINS-FERNANDEZ: Okay. So, what is your proposal?

COUNCILMEMBER PALTIN: My proposal is to put 50,000 for the purchase of a 50-acre park site in the West Maui Community Plan area offered by Maui Land and Pineapple Company, Incorporated, its successor or assign, at Agricultural land rates pursuant to Condition 15 of Ordinance 3889 (2011), or 2011.

COUNCILMEMBER HOKAMA: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. So...

COUNCILMEMBER SUGIMURA: Second. Riki seconded.

CHAIR RAWLINS-FERNANDEZ: Okay. Moved by Member Paltin, seconded by Member Sugimura.

COUNCILMEMBER SUGIMURA: Oh, no.

CHAIR RAWLINS-FERNANDEZ: Oh, oh.

COUNCILMEMBER SUGIMURA: Hokama.

CHAIR RAWLINS-FERNANDEZ: Second by Member Hokama. Okay. So, 50,000, okay, discussion? All those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay, motion unanimously passes.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay, number ten, 140,000 shall be used for Hamakualoa Coastal Open Space Preserve master plan study. Member Paltin?

COUNCILMEMBER PALTIN: I move that 140,000 shall be for a Hamakualoa Coastal Open Space Preserve master plan study.

COUNCILMEMBER KAMA: Second.

CHAIR RAWLINS-FERNANDEZ: Okay, moved by Member Paltin, second by Member Kama. Discussion? Okay, all those in...oh discussion, Member Molina?

COUNCILMEMBER MOLINA: Yeah, Madam, just for clarification, this was also referred to as the other...as the Peahi Master Plan, yeah, if I'm correct right? Yeah, that's it, just wanted to make sure I got that clarification.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina.

COUNCILMEMBER MOLINA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, Members, any other questions or comments? Okay, all those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay. Motion...

COUNCILMEMBER MOLINA: Madam Chair? I'm sorry, I'd like to propose an additional proviso to add.

CHAIR RAWLINS-FERNANDEZ: Okay, motion passes unanimously.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay, and then we'll take up Member Molina's motion.

COUNCILMEMBER MOLINA: Yes, thank you. Sorry to be so jumpy, yeah, I no like miss the train. But anyway, this would be I guess an item 11 for this. It's a proviso related to Maliko Gulch. The community has asked about the possibility of at least doing some kind of feasibility study to look at the possible I guess getting ownership of Maliko Gulch possibly in the future from A&B. The community has used this area for boating and canoe paddlers and for many, many years. So, my proviso would be that \$150,000 shall be for assisting in the acquisition of Maliko Gulch shoreline to be used for title searches, surveys, assessments of infrastructure, estimates for site improvements, site preparation, determining entitlements required, and conduct an archaeological evaluation. And I will submit that in writing to Staff.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina.

COUNCILMEMBER MOLINA: So, that is the proviso so just, it's to set aside to look at the possibility of either purchasing or maybe they could gift it to us. A&B currently owns the property.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Member Molina. Is that a motion?

COUNCILMEMBER MOLINA: That is in a motion. Yes, ma'am. Thank you.

COUNCILMEMBER SINENCI: Second.

CHAIR RAWLINS-FERNANDEZ: Okay, motion by Member Molina, second by Member Sinenci. Discussion?

VICE-CHAIR KING: I wanted to see...just a real quick question --

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CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: --Chair. What are the current revenues anticipated...I don't see a figure in here. Is that the one that's on Page 46?

COUNCILMEMBER MOLINA: I believe it'll come out of the Open Space Fund, I think yeah, provisoing 150.

CHAIR RAWLINS-FERNANDEZ: Yeah.

VICE-CHAIR KING: Okay, so we're still within the 8 million or yeah, 8.6 million?

CHAIR RAWLINS-FERNANDEZ: Yeah, after Member Lee scratched her --

VICE-CHAIR KING: Oh, right.

CHAIR RAWLINS-FERNANDEZ: --4.8 million...

COUNCILMEMBER LEE: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: She's modeling cutting for us. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you, Chair. So, if you look on Page 47, I think three and four are duplicates.

CHAIR RAWLINS-FERNANDEZ: Yes, the Ramseyer version.

VICE-CHAIR KING: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Yeah, so we have a motion on the floor and we're in discussion about the motion.

COUNCILMEMBER SUGIMURA: It was cut already?

CHAIR RAWLINS-FERNANDEZ: It's in brackets.

VICE-CHAIR KING: Five through ten are bracketed out.

COUNCILMEMBER SUGIMURA: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: Yeah, the brackets means it's --

COUNCILMEMBER SUGIMURA: Oh, I see it.

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that the home that they're buying is affordable. So, the Affordable Housing Fund has...to utilize the fund, to use this fund, any projects that do not follow the strict criteria for section...for selection of grant proposal, 3.35.060, may be relocated to other sections within the Budget proposal. So, it is understood that the 3.35.050, Term of Affordability, has some confusion and may have been the reason for, you know, some confusion in use. However, an amended ordinance will be transmitted after Budget to propose amending the conflicting language as we talked about earlier.

COUNCILMEMBER KAMA: So, can we refer it to the AH Committee?

VICE-CHAIR KING: AH, yeah, Affordable Housing Committee.

COUNCILMEMBER KAMA: Can we refer it to AH Committee?

CHAIR RAWLINS-FERNANDEZ: The IDA?

COUNCILMEMBER KAMA: This section, can we refer it to the Affordable Housing Committee?

CHAIR RAWLINS-FERNANDEZ: Which section?

COUNCILMEMBER SUGIMURA: Conflicting language.

COUNCILMEMBER KAMA: The conflicting language.

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER KAMA: Okay. So...

CHAIR RAWLINS-FERNANDEZ: Any objections?

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: One question. So, we're --

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER MOLINA: --eliminating the First-Time Homebuyers Fund, is that what we're doing here?

COUNCILMEMBER KAMA: It doesn't fit that's why you said.

COUNCILMEMBER MOLINA: Oh, the 2 million --

CHAIR RAWLINS-FERNANDEZ: Yes.

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COUNCILMEMBER MOLINA: --being bracketed out?

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER MOLINA: When was that reached? I just have to ask.

CHAIR RAWLINS-FERNANDEZ: We're...it's not being deleted, it's just being moved.

COUNCILMEMBER MOLINA: Oh, okay, so the program is basically still alive yet then it's just being shifted --

CHAIR RAWLINS-FERNANDEZ: Right.

COUNCILMEMBER MOLINA: --to elsewhere?

CHAIR RAWLINS-FERNANDEZ: Right.

COUNCILMEMBER MOLINA: Okay. Okay, I'm sorry. I was just under --

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER MOLINA: --the impression --

CHAIR RAWLINS-FERNANDEZ: I'm sorry for --

COUNCILMEMBER MOLINA: --that it was going...

CHAIR RAWLINS-FERNANDEZ: --scaring you.

COUNCILMEMBER MOLINA: Yeah, it just sounded like oh, hey, we're taking this out so okay, that's all right.

CHAIR RAWLINS-FERNANDEZ: No, no.

COUNCILMEMBER KAMA: When I get scared you get scared.

CHAIR RAWLINS-FERNANDEZ: No, I think it was part --

COUNCILMEMBER MOLINA: Okay.

CHAIR RAWLINS-FERNANDEZ: --of like our priorities.

COUNCILMEMBER MOLINA: Right, right.

CHAIR RAWLINS-FERNANDEZ: Yeah.

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COUNCILMEMBER MOLINA: Okay, all right.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: Thank you.

CHAIR RAWLINS-FERNANDEZ: So, it's just being moved from the Affordable Housing Fund because of the language of the Affordable Housing Fund Ordinance.

COUNCILMEMBER MOLINA: Okay. Thank you for de-confusing me. Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: So, Chair?

CHAIR RAWLINS-FERNANDEZ: Member Sugimura?

COUNCILMEMBER SUGIMURA: Yeah, so provided that 850 shall be for construction of Hale Mahaolu Ewalu Phase II, the 24 rental units will include five units rented in perpetuity. The in perpetuity, I'm...

COUNCILMEMBER KAMA: We're going to let it go to committee.

COUNCILMEMBER SUGIMURA: You're going to go committee?

COUNCILMEMBER KAMA: Yeah, it's going to the committee.

COUNCILMEMBER SUGIMURA: Oh, okay. Okay, okay. Then I think that the Department doesn't...

CHAIR RAWLINS-FERNANDEZ: So, that's the language of the Affordable Housing Fund Ordinance.

COUNCILMEMBER KAMA: So...

COUNCILMEMBER SUGIMURA: Okay, so it has, that's how it has to go.

COUNCILMEMBER KAMA: So, that's all going to committee.

COUNCILMEMBER SUGIMURA: That's all going to committee. Okay.

CHAIR RAWLINS-FERNANDEZ: 'Cause it needs to be affordable in perpetuity.

COUNCILMEMBER SUGIMURA: In perpetuity, so that's the problem. Okay.

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

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CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: So, are all these four, five, six, and seven going to be referred to the Affordable Housing Committee? Is that what Councilmember Kama was asking?

CHAIR RAWLINS-FERNANDEZ: To resolve the conflicting language --

VICE-CHAIR KING: Yes.

CHAIR RAWLINS-FERNANDEZ: --is being referred to Member Kama's Committee.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

COUNCILMEMBER KAMA: Chair?

COUNCILMEMBER SUGIMURA: Only Lanai stays.

CHAIR RAWLINS-FERNANDEZ: Okay, so the affordable housing...the First-Time Homebuyers is being moved to DHHC Housing Program as number four, First-Time Homebuyer Program on Page 9 of our Budget bill. Okay. Okay. So, we're basically going to be doing a little bit of cleanup here. For the Lanai Affordable Housing Project, Member Hokama, do you know if it's affordable in perpetuity?

COUNCILMEMBER HOKAMA: I believe we have a buyback provision if I'm not mistaken, a ten-year provision that we've started with our first project, so that much I know. There is a...and the County has the first option of the buyback. But that's it as I know it, as it stands currently, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. So, is the...do you know if the project is 100 percent in affordability?

COUNCILMEMBER HOKAMA: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Okay, number five, we may have to strike West Maui Affordable Housing Funds because there may not be enough funding in that fund. Ms. Yoshimura? Okay. Okay.

COUNCILMEMBER LEE: Madam Chair?

CHAIR RAWLINS-FERNANDEZ: Member Lee?

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COUNCILMEMBER LEE: Going back to number five, what do you mean we may have to strike that project? Because there aren't enough...

CHAIR RAWLINS-FERNANDEZ: No, no, no, not the project.

COUNCILMEMBER LEE: Oh.

CHAIR RAWLINS-FERNANDEZ: Just there...so there's the West Maui Affordable Housing Fund, and as I understand it from the Department, there may not be much reserved in the West Maui Affordable Housing Fund remaining.

COUNCILMEMBER LEE: So, that's why the County's fund will cover this cost? I don't get it. There's what, 13 million in there, 10, 13 million or whatever it is?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you. Member Lee, I forget exactly which project it was, but there was a bunch of money given to Affordable Housing Fund from West Maui for projects specifically in the West Maui Community Plan area. So, that's why there's like a little sub-fund within the Affordable Housing Fund where it's restricted only for West Maui. So, that's what we're talking about here where there might not be enough in that West Maui Housing Fund I believe to cover five and seven. Is that...

CHAIR RAWLINS-FERNANDEZ: Yeah.

MR. UEOKA: I think that's what's being said, Chair. I'm...

COUNCILMEMBER LEE: No, but what I'm saying is okay, so the little fund is short so the big fund is going to cover this, right? In high finance jargon.

MR. UEOKA: Those were technical terms that you used there, but yes. You just would have to correct the language 'cause it's provisoing straight that it's only coming from the West Maui Affordable Housing Fund. So, for the big fund to cover the little fund you cannot just have 'em say the big...or the little fund.

COUNCILMEMBER LEE: Okay. Now, we're having fun. Thank you.

COUNCILMEMBER KAMA: So, we're going to craft the language tonight, Chair, or send it to committee?

COUNCILMEMBER SUGIMURA: Can we just delete from the West Maui Affordable Housing Fund?

COUNCILMEMBER LEE: What?

COUNCILMEMBER KAMA: Yeah.

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COUNCILMEMBER SUGIMURA: 'Cause it's saying not to use the small fund and we'll just --

COUNCILMEMBER KAMA: The verbiage.

COUNCILMEMBER SUGIMURA: --use the big...yeah.

COUNCILMEMBER LEE: No, but the big fund is just going to cover the shortage of the little fund. I can make that motion.

CHAIR RAWLINS-FERNANDEZ: If the language says from the West Maui Affordable Housing Fund --

COUNCILMEMBER KAMA: You need to delete the language.

CHAIR RAWLINS-FERNANDEZ: --my understanding is that it would have to all come from the West Maui Affordable Housing Fund.

COUNCILMEMBER SUGIMURA: So, that was the problem.

COUNCILMEMBER KAMA: Right, and then no more money.

COUNCILMEMBER SUGIMURA: Not enough.

COUNCILMEMBER LEE: No, no. No, no. No, no. No, no.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Chair, I think in Member Lee's terms, the big fund is not restricted so it can cover shortfalls in the little fund if you so desire.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: Go ahead.

CHAIR RAWLINS-FERNANDEZ: We're going to skip that then.

COUNCILMEMBER KAMA: Go ahead. Do the math.

COUNCILMEMBER LEE: Do you want me to make a motion or it's already covered, this is only informational?

CHAIR RAWLINS-FERNANDEZ: Then, Mr. Ueoka, then it would be fine as is?

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MR. UEOKA: I...well, I don't know how much is in the little fund so even if you have a number saying 442,040 shall be from the West Maui Affordable Housing Funds, if no more 442,040 in there, you cannot so you might want to just use looser language such as, you know, provided that...or I guess you can use that language and any shortfall will be supplemented by the Affordable Housing Fund or the remainder will come from whatever the other term is --

COUNCILMEMBER LEE: So moved.

MR. UEOKA: --non-restricted...

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: Second.

CHAIR RAWLINS-FERNANDEZ: Motion by Member Lee to add language from the West Maui Affordable Housing Fund and the remaining to be covered by unrestricted funds in Affordable Housing Fund.

COUNCILMEMBER LEE: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: Certainly, the second half of what you said is correct, yeah. Yeah, the main Affordable Housing Fund will supplement any shortfall from the West Maui Affordable Housing Fund for the West Maui...for Ka Hale A Ke Ola project on the West Side.

CHAIR RAWLINS-FERNANDEZ: Okay, moved by Member Lee.

COUNCILMEMBER KAMA: Second.

CHAIR RAWLINS-FERNANDEZ: Okay, seconded by Member Kama. Discussion? Okay, all those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Okay, the motion passes unanimously.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, so I guess we would have to do the same thing in number seven. It also calls for \$3 million to come out of the West Maui Affordable Housing Fund.

COUNCILMEMBER LEE: Okay, I'm not familiar with this project but I'll happy...I'm happy to make the motion. Is this what was included in your proposal, Director?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair, in the original submittal that we sent to Council with the Affordable Housing Plan, no it wasn't included, but in the...but we have included it now in the 2020 Fiscal Year Budget proposal.

COUNCILMEMBER LEE: Okay, this project called Kai Mauka Ike Nui?

MS. YOSHIMURA: Yes.

COUNCILMEMBER LEE: Okay. I move that the project called Kai Mauka Ike Nui Apartments, West Maui affordable housing project be paid...well, that \$3 million from the Affordable Housing Fund pay for this project.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion by Member Lee --

COUNCILMEMBER HOKAMA: Second.

CHAIR RAWLINS-FERNANDEZ: --seconded by Member Hokama. Discussion? All those in favor please say "aye."

COUNCILMEMBERS: Aye.

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CHAIR RAWLINS-FERNANDEZ: Okay, measure passes unanimously.

VOTE: **AYES:** **Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.**

NOES: **None.**

ABSTAIN: **None.**

ABSENT: **None.**

EXC.: **None.**

MOTION CARRIED.

ACTION: **APPROVE.**

CHAIR RAWLINS-FERNANDEZ: Okay. Number 51 or Page 51, sorry.

COUNCILMEMBER LEE: Who is this one?

CHAIR RAWLINS-FERNANDEZ: Huh?

UNIDENTIFIED SPEAKER: . . . *(inaudible)* . . .

CHAIR RAWLINS-FERNANDEZ: Which one?

UNIDENTIFIED SPEAKER: Forty-nine.

CHAIR RAWLINS-FERNANDEZ: On 49?

UNIDENTIFIED SPEAKER: . . . *(inaudible)* . . .

CHAIR RAWLINS-FERNANDEZ: The in perpetuity?

COUNCILMEMBER LEE: . . . *(inaudible)* . . .

COUNCILMEMBER SUGIMURA: That was going to get referred to committee.

COUNCILMEMBER KAMA: Which one?

COUNCILMEMBER SUGIMURA: Hale Mahaolu, 850. Oh, number four.

CHAIR RAWLINS-FERNANDEZ: Oh, you mean taking a vote the in perpetuity?

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UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Okay. Mr. Ueoka?

MR. UEOKA: Thank you, Chair. I get the feeling that some people are under the impression that the projects are being sent to committee and not put into the appropriation here or I'm confused I guess. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: My understanding...

CHAIR RAWLINS-FERNANDEZ: Member Kama?

COUNCILMEMBER SUGIMURA: Your mic.

COUNCILMEMBER KAMA: Oh, I'm sorry. My understanding that the only thing that's coming to the Affordable Housing Committee is number four under M, I mean but if you all want it to all come to my Committee, I'm open to that too.

COUNCILMEMBER LEE: Madam Chair?

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: I think the question is how many of these projects have been approved to be put in this appropriation, the Affordable Housing Fund appropriation? And actually I thought all of them were.

CHAIR RAWLINS-FERNANDEZ: From what I understand, this was proposed by the Mayor so it's, it hasn't been approved by Council. This is what came to us from the Mayor as a proposal...proposed items to be under the Affordable Housing Fund. What I'm trying to do is to make sure that it either has sufficient funding 'cause the West Maui Affordable Housing Funds doesn't have enough to cover projects five and seven, and to include language that would help it be following the ordinance of the Affordable Housing Fund.

COUNCILMEMBER KAMA: So...

COUNCILMEMBER LEE: Okay, well the problem with that is...

COUNCILMEMBER KAMA: . . .*(inaudible)*. . .

COUNCILMEMBER LEE: The problem with that is after the Budget passes, I think it would require an amendment, a Budget amendment to go back and fund these projects through the Affordable Housing Fund. Is that right?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

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MR. UEOKA: Thank you, Chair. If you guys put these provisos in this Appendix A, II, Housing will have the authority to spend if you pass them provided that they meet the requirements of the provisos.

CHAIR RAWLINS-FERNANDEZ: So, it wouldn't come to Council.

COUNCILMEMBER LEE: Okay, no. Okay, so...

CHAIR RAWLINS-FERNANDEZ: So, if you would like it to come to Council because we haven't reviewed these projects...

COUNCILMEMBER LEE: I think she's saying you want it to come to Council, because we haven't reviewed the projects, is that what you're saying?

CHAIR RAWLINS-FERNANDEZ: If this body feels comfortable putting it in the Affordable Housing Fund without reviewing it, then we can do that, but if this body would feel more comfortable reviewing these projects first then we can do that instead.

COUNCILMEMBER LEE: Yeah. So, I think that, that's what I heard and if that's the case the only problem is it'll have to come back again through a Budget amendment, right? That's what I'm saying. So, is that what you want --

COUNCILMEMBER SUGIMURA: That's wasting time.

COUNCILMEMBER LEE: --that the Administration resubmit this in a Budget amendment?

CHAIR RAWLINS-FERNANDEZ: Yes. Ms. Yoshimura?

MS. YOSHIMURA: Chair...

CHAIR RAWLINS-FERNANDEZ: Oh, mic.

MS. YOSHIMURA: The Affordable Housing Plan for Fiscal Year 2019 was submitted and it's sitting in committee, as Budget amendments to the Fiscal Year '19 Budget. If those get passed before June 30th then they'd be in the Budget...

UNIDENTIFIED SPEAKER: . . . *(inaudible)* . . .

MS. YOSHIMURA: Yeah. If not, then I guess it would be here in Fiscal 2020. If it doesn't get included here, then we would have to then again come down with a Budget amendment for Fiscal Year 2020 to get the projects approved.

COUNCILMEMBER LEE: Yeah, and that's precisely what I said I think. So, that if we're going to review these projects in committee, then they cannot be funded until you come back with an amendment which needs to then be approved by the Council. No?

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CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Chair, if that's the way you want to go, I would ask that you take...I would ask that you delete whatever items off of this list in the FY '20 Budget, because if they're included in the current...with the current language, the Department can spend once July 1st hits. And I don't recommend provisoing a proviso with come back to Council, in this case it would be a little awkward.

COUNCILMEMBER LEE: I know but --

MR. UEOKA: Thank you.

COUNCILMEMBER LEE: --the Chair is talking about referring these items to committee without approving them. That's...I just want to get that clear, yeah?

COUNCILMEMBER SUGIMURA: Take it off, delete.

CHAIR RAWLINS-FERNANDEZ: Okay, so --

COUNCILMEMBER LEE: Okay.

CHAIR RAWLINS-FERNANDEZ: --we're going to delete them from the Affordable Housing Fund.

COUNCILMEMBER LEE: If this...if that's what the body wants.

VICE-CHAIR KING: And send them to committee.

CHAIR RAWLINS-FERNANDEZ: Yes. So, if we leave it in the Affordable Housing Fund, then it's not going to have to come to committee, but if we take it out then in order for these projects to be put in, they'll have to come to committee which will give the Council time to review the project for appropriateness and our review.

COUNCILMEMBER LEE: Okay, and this is 2019 money? Isn't that what you said, Director?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Yes, it would be using the balance that is currently in the fund.

COUNCILMEMBER LEE: Right. So, we would need to review it, you send it, and then take it up again and take it up again before the end of the fiscal year?

MS. YOSHIMURA: If you're acting on the Fiscal '19 money. If you're not going to act on the...if you're not going to appropriate the monies now, with the Budget amendment for Fiscal '19 or putting it in the Fiscal 2020 Budget, that would require us to come back with a Budget amendment for Fiscal Year 2020. The monies will remain in the account and just carry over into Fiscal Year 2020 and it will be available then.

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COUNCILMEMBER LEE: So, that means the fund will carry over how much and be added to how much?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: So, if none of the appropriations are made with the Budget amendments, you would have a total of \$25,312,741 or the adjusted amount because I don't think this takes into effect the certified numbers. So, you'd have roughly around \$25 million in the Affordable Housing Fund.

COUNCILMEMBER LEE: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Chair King?

VICE-CHAIR KING: Thank you. So, I guess my question is for this Hale Mahaolu, how shovel ready is it? Is it ready to go? Because if it's ready to go, I don't want to hold it up.

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair, Deputy Director Linda Munsell is here if you would like to have her as a resource person, she would be able to answer your questions.

VICE-CHAIR KING: Is that okay?

COUNCILMEMBER SUGIMURA: Yes, if you would allow.

CHAIR RAWLINS-FERNANDEZ: Okay. We'll have Deputy Director Munsell help to answer some of my...some of the Committee's questions.

COUNCILMEMBER KAMA: Thank you, Chair.

VICE-CHAIR KING: So, can you tell us how ready this one is to go and if it's going to hold you up severely to pull it off of here and send it to committee and have to go back into a Budget amendment?

MS. MUNSELL: Thank you for the question. This project has actually broken ground. This is a small amount of gap funding that they still require to complete the project, so they are actually underway and have determined there's going to be a shortfall in funding so this is just to fill that gap.

VICE-CHAIR KING: Okay. So, I think, Chair, we should just leave it in here and let it...I mean they're in the project already so I hate to stop the project.

CHAIR RAWLINS-FERNANDEZ: Deputy Director? Oh, okay. Miss...

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VICE-CHAIR KING: Sugimura.

CHAIR RAWLINS-FERNANDEZ: Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you. So, same project, if you could ask the Department on the verbiage, I think she has some concerns on the verbiage. The 24 rental units will include five units rented and in perpetuity at or below 50 percent at the area median income, and 17 units to be rented in perpetuity at or below 60 percent at the area median income. And you're saying that the Department has a concern about the verbiage so can you clarify that with us or have Corp. Counsel assist? It's related to 3.35.

MS. MUNSELL: Yeah, the...

CHAIR RAWLINS-FERNANDEZ: Deputy Director?

MS. MUNSELL: Thank you. Thank you for the question. There's actually 22 units in this part of the project so we should correct that one first, and then also we do have some concerns about very specifically saying that the units will be held...certain numbers of units will be held in perpetuity at certain AMI levels. These projects all...we understand your concern about having, achieving long-term affordability, and we also understand that there's some confusion between the ordinances which we want to get cleared up by going back to committee. But this very specific language of holding a project to certain AMI levels could prove dramatically problematic later on in the life of the projects. Projects typically have a lifespan of about, you know, 50 or 60 years which is the LIHTC standard at which point then you have to put a pretty massive capital investment into these properties to keep them from turning into slums or becoming properties that you wouldn't be proud to have on our island. So, by limiting them at these AMI levels in perpetuity which is a very, very long time, it really constrains their ability to make sure that the projects are financially feasible. So, what...I understand what you're trying to achieve by adding the words, you're trying to achieve that the project is going to stay affordable for a long period of time, in perpetuity is what you're achieving. I think we achieve that in some of our grant language without being this specific and handcuffing the project later on in its life.

CHAIR RAWLINS-FERNANDEZ: I'm going to make a correction, so the purpose of inserting that language wasn't to achieve affordability for all of its life. The purpose of inserting the language was to be in compliance with the ordinance of the Affordable Housing Fund. Is that...isn't that correct, Deputy Director?

MS. MUNSELL: I understand, yes, I understand what you're trying to achieve there, but the language in this proviso takes it even a step farther, you're actually saying that they must be, five units must be at this AMI level, whereas the ordinance and the way that I read it is that the project needs to stay in compliance with the, it has to stay in affordability and the actual ordinance allows the project to be from very-low to gap income. So, you're putting it specifically on an AMI and that's where my concern is right now. I know we have language cleanup that we will do for you but it's the

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specific AMI both on this project and on the other project that is I think number seven, it also has that on there.

CHAIR RAWLINS-FERNANDEZ: Okay, so do you have that proposed language for us?

MS. MUNSELL: Well, what I would like would be to remove "in perpetuity," specifically associated with --

CHAIR RAWLINS-FERNANDEZ: With the AMI.

MS. MUNSELL: --those AMIs.

CHAIR RAWLINS-FERNANDEZ: Understood.

MS. MUNSELL: Yeah, and...

CHAIR RAWLINS-FERNANDEZ: But where would it be put and in how...

MR. UEOKA: Chair?

CHAIR RAWLINS-FERNANDEZ: Member...sorry, Mr. Ueoka?

MR. UEOKA: Thank you, Chair. You will be giving these funds to Hale Mahaolu, and I believe because of the way Hale Mahaolu is structured and their mission and part of their nonprofit status is they have to continue to use these in a certain way. That's part of it, and when we do...well, actually I don't know if we're...how this would work but in the grant agreement we'll make sure that if we're going, putting this money toward the purchase of the property, we'll make sure we have some sort of deed restriction on it. And if they do want to change uses or they can no longer do what they're supposed to or are inconsistent with the purposes set forth in this chapter, they'll have to come back to Council for approval by resolution before they change the use so it's inconsistent with the chapter. That'll be recorded so it may be covered by the grant agreement itself because of the way Hale Mahaolu is structured, the entity itself. So, in perpetuity may not be as necessary for Hale Mahaolu. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Ueoka. So, how do we ensure that what you said and what gets written down in the grants contract or the deed restriction --

COUNCILMEMBER SUGIMURA: Is consistent.

CHAIR RAWLINS-FERNANDEZ: --that it gets followed through?

COUNCILMEMBER SUGIMURA: Mr. Ueoka?

MR. UEOKA: Well, the Deputy Director is here, I'll probably be working with her on it and it is a requirement, the grant or loan requirements do state that that's required under 3.35.070.

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CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: So, do you want to change this language? Or do you think it's necessary --

CHAIR RAWLINS-FERNANDEZ: Just to strike --

COUNCILMEMBER SUGIMURA: --based upon what you just said?

CHAIR RAWLINS-FERNANDEZ: --"in perpetuity."

MR. UEOKA: I don't have an opinion on that.

CHAIR RAWLINS-FERNANDEZ: That's for us to do.

MR. UEOKA: The Director...yeah. The Director would like that, Deputy Director, but I don't have an opinion. Thank you.

COUNCILMEMBER SUGIMURA: Okay. So...

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. So, I'll entertain a motion.

COUNCILMEMBER SUGIMURA: Okay, go ahead.

COUNCILMEMBER KAMA: So moved.

VICE-CHAIR KING: Second.

CHAIR RAWLINS-FERNANDEZ: Okay, the motion to strike the language "in perpetuity" in both places in number four for the Hale Mahaolu Ewalu Phase II, motion by Member Kama, second --

COUNCILMEMBER SUGIMURA: Second.

CHAIR RAWLINS-FERNANDEZ: --by Chair King. Discussion? Okay.

COUNCILMEMBER SUGIMURA: That's fine, okay.

CHAIR RAWLINS-FERNANDEZ: All those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay, the motion passes.

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VICE-CHAIR KING: So moved.

CHAIR RAWLINS-FERNANDEZ: Okay, moved by Chair King --

COUNCILMEMBER SUGIMURA: Second.

CHAIR RAWLINS-FERNANDEZ: --second by Member Sugimura. All those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Okay, any opposed? Okay, Member...motion passes unanimously.

VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay. So, I'll entertain a motion to keep this project in under the Affordable Housing Fund.

VICE-CHAIR KING: So moved.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: Second.

CHAIR RAWLINS-FERNANDEZ: Moved by Chair King, second by Member Sugimura. All those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay, the motion passes unanimously.

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CHAIR RAWLINS-FERNANDEZ: Okay. Number six, provided that 199,213 shall be for Ka Hale A Ke Ola Renewal Project Phase III, Building 7. The rehabilitation of Building 7 at the Wailuku facility would support 16 additional residents at or below 50 percent of the area median income in perpetuity.

COUNCILMEMBER KAMA: Is this ready to go, Chair?

CHAIR RAWLINS-FERNANDEZ: Deputy Director, actually does this fund allow for rehabilitation? 'Cause I thought it was for construction of...I thought it was for the...

UNIDENTIFIED SPEAKER: Yes, it does.

CHAIR RAWLINS-FERNANDEZ: Oh, it does. Oh, okay. Okay, is this project ready to go, Deputy Director?

MS. MUNSELL: Chair, yes, this project is ready to go as well.

CHAIR RAWLINS-FERNANDEZ: And where the language "in perpetuity" is, is okay?

MR. UEOKA: Chair?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you. Just to answer your first question, this project clearly hits the overarching want of to increase the supply of affordable rental, and owner-occupied housing. So, I think it fits. Ka Hale A Ke Ola in Wailuku, I believe we own the underlying land --

COUNCILMEMBER KAMA: We do.

MR. UEOKA: --and they are also one of those organizations where their mission is to do this type of work. So, it might not be necessary, but I don't think it's harmful if it's in. But...

COUNCILMEMBER SUGIMURA: You mean in perpetuity?

MR. UEOKA: Yeah, I don't see a problem with it being in, but I think regardless if that language is in there, going to do what they do and we all know what Ka Hale A Ke Ola does. So, thank you.

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Can I ask a question? So, if you say that it...16 additional residents have to be at or below 50 percent of the area median income in perpetuity, what happens if some of those 16 move up in income, do they have to vacate?

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MR. UEOKA: Chair, I think...

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Typically...I'm not sure if...I'm sure...well, I'm not sure but I'm confident they get Federal funds here so typically for Federal funds you...they're not allowed to kick people out when they move up in income groups. There's a process that they --

VICE-CHAIR KING: Okay.

MR. UEOKA: --have to follow.

VICE-CHAIR KING: 'Cause if we're saying that they have to be at that area median income in perpetuity, maybe that's the problem...that's the issue with using that language, because we want people to move up in their income levels but no one's going to want to do that if they have to vacate their unit.

MS. MUNSELL: Chair?

CHAIR RAWLINS-FERNANDEZ: Deputy Director?

MS. MUNSELL: If the language here is limiting them to that AMI level, then I would encourage you to just strike that. We would ask for that to be struck. I mean the project is going to be affordable in perpetuity, it's the AMI level that's always in question here.

VICE-CHAIR KING: Okay.

COUNCILMEMBER SUGIMURA: Okay. Would support 16 additional residents...

COUNCILMEMBER KAMA: So, we would...Chair, so we would delete at the 50 percent AMI?

CHAIR RAWLINS-FERNANDEZ: No, in perpetuity.

VICE-CHAIR KING: No, in perpetuity.

COUNCILMEMBER KAMA: Oh, in perpetuity. Oh, okay.

VICE-CHAIR KING: Okay. So moved.

COUNCILMEMBER KAMA: That makes...second.

CHAIR RAWLINS-FERNANDEZ: Okay, moved by Chair King, second by Member Kama to strike the language "in perpetuity." Okay, all those in favor please say "aye."

COUNCILMEMBERS: Aye.

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CHAIR RAWLINS-FERNANDEZ: And, Deputy Director, has this project ever come before the Council?

MS. MUNSELL: This project has not.

CHAIR RAWLINS-FERNANDEZ: Member Paltin and then Member Lee.

COUNCILMEMBER PALTIN: I just had a question, is this the one that the Ikaika Ohana is working with the Bigley group?

COUNCILMEMBER SUGIMURA: He is Bigley.

CHAIR RAWLINS-FERNANDEZ: Deputy Director?

MS. MUNSELL: The Ikaika Ohana is owned, you know, Doug Bigley and those guys are Ikaika Ohana, yes.

COUNCILMEMBER PALTIN: And it's in by the Emerald Plaza, Kupuohi, and Ulupono Street?

MS. MUNSELL: By Star Noodle.

COUNCILMEMBER PALTIN: Yeah.

MS. MUNSELL: Yeah.

COUNCILMEMBER PALTIN: And then so it's already fully entitled multifamily apartment or condo project --

MS. MUNSELL: My understanding...

COUNCILMEMBER PALTIN: --for sale?

MS. MUNSELL: I'm sorry.

CHAIR RAWLINS-FERNANDEZ: Deputy Director?

MS. MUNSELL: My understanding is the zoning is consistent with the use that they're proposing.

COUNCILMEMBER PALTIN: And the permits are already ready to be picked up, they can break ground tomorrow?

CHAIR RAWLINS-FERNANDEZ: Deputy Director?

MS. MUNSELL: They're in the process of obtaining the rest of the funding for this project, so this was...this is actually a \$45 million project that they're bringing in, they're asking for \$3 million in assistance from us and the additional funding is coming from the

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State and various other sources, private sources. Their funding is consistent [sic] upon getting funding from the County as part of their gap, so it's not ready to go. It's probably at least a year before they break ground although I don't know that for sure. I don't have their schedule with me today. But in order to complete all of their processes, they're going to have to...they have to have their funding in place. They can't go get permits unless they've got the funding.

COUNCILMEMBER PALTIN: And are they current...they're currently trying to sell 1.61 acres for 3.2 mil, is that...

CHAIR RAWLINS-FERNANDEZ: Deputy Director?

MS. MUNSELL: I'm afraid I don't have that information with me right here.

COUNCILMEMBER PALTIN: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: So, for all the questions that Member Paltin is asking I think it would be good for this project to actually come to Council so that we can get all of our questions answered. Member Lee, you had your hand up earlier yeah?

COUNCILMEMBER LEE: I didn't.

CHAIR RAWLINS-FERNANDEZ: Okay. Oh okay, I'm sorry.

COUNCILMEMBER LEE: But I'll be happy to talk to you. I did meet with this developer and apparently...Bigley or something like that, and it appears that he has a lot of experience with affordable housing and it has a lot of good points and yes, it probably should go to committee.

CHAIR RAWLINS-FERNANDEZ: Okay. So, my recommendation is for us to remove it from the Affordable Housing Fund for now, and this is one of the projects that's already in my master agenda. It was sent down to my Committee. Ms. Yoshimura?

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: Yes. So, it's already there. So...oh, no? Oh, okay.

MS. YOSHIMURA: Chair, this project was not included in the submittal that we had provided your Committee earlier --

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

MS. YOSHIMURA: --in February.

CHAIR RAWLINS-FERNANDEZ: So, it's that new then?

MS. YOSHIMURA: We would have to do a separate submittal of this one project.

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CHAIR RAWLINS-FERNANDEZ: Okay. Okay. So, my recommendation is that we bring this to Committee and remove it from the Affordable Housing Fund on this Budget. I'll entertain a motion.

VICE-CHAIR KING: Do we want to send it to Affordable Housing Committee?

CHAIR RAWLINS-FERNANDEZ: Can.

COUNCILMEMBER KAMA: I will.

VICE-CHAIR KING: Okay. Alright, I'll make --

COUNCILMEMBER KAMA: They can send it to me --

VICE-CHAIR KING: --that motion.

COUNCILMEMBER KAMA: --and I'll take it.

VICE-CHAIR KING: Remove it from the Affordable Housing Fund and send it to Affordable Housing Committee.

CHAIR RAWLINS-FERNANDEZ: Okay, motion by Chair King --

COUNCILMEMBER KAMA: Second.

CHAIR RAWLINS-FERNANDEZ: --second by Member Kama. Discussion? Okay, so the motion that we're voting on is to remove this project from, the Kai Mauka Ike Nui Apartments project for \$3 million from the Affordable Housing Fund and refer it to the Affordable Housing Committee. All those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

MS. FUJITA: Chair? Could Staff get clarification for project six, whether it's going to remain, if the appropriation is going to remain under the Affordable Housing Fund or get referred to committee?

CHAIR RAWLINS-FERNANDEZ: I think we voted on this.

COUNCILMEMBER KAMA: Yeah, we did.

CHAIR RAWLINS-FERNANDEZ: Yeah. So...

COUNCILMEMBER KAMA: And we just deleted the...oh, I'm sorry. We just deleted the word "in perpetuity" for number six.

CHAIR RAWLINS-FERNANDEZ: Oh, we didn't make a...

COUNCILMEMBER KAMA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay, sorry.

COUNCILMEMBER KAMA: But it's good.

CHAIR RAWLINS-FERNANDEZ: Okay. So, we only voted to delete the word "in perpetuity." Okay, so for the \$199,213 for the Ka Hale A Ke Ola Renewal Project, Phase III, Building 7, I'll entertain a motion to --

COUNCILMEMBER KAMA: So moved.

CHAIR RAWLINS-FERNANDEZ: --keep this in the Affordable Housing Fund.

COUNCILMEMBER SUGIMURA: Second.

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COUNCILMEMBER LEE: Thank you, Madam Chair. Just wanted to double check with the Deputy Director if this type of proposal is eligible for the Affordable Housing Fund?

CHAIR RAWLINS-FERNANDEZ: Deputy Director?

MS. MUNSELL: Yeah, we don't know the specifics of the proposal for this so it's hard for us to tell.

COUNCILMEMBER LEE: Well, we're kind of ready to make a motion so take a stab at it.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka, are feasibility studies allowed under the Affordable Housing Fund?

MR. UEOKA: Oh, the smarter people on my right just informed me that there is money in other portions of the Budget for affordable housing funds...for feasibility studies.

CHAIR RAWLINS-FERNANDEZ: It's almost late night.

MR. UEOKA: So, you...it might be cleaner just to do it in there, and the group can then fill out an application and work with Deputy Director Munsell and submit an application and we can send the Budget amendment up and everything.

COUNCILMEMBER PALTIN: Okay, that sounds good. Can I try one more?

MR. UEOKA: And just a quick one, Chair. So, please work with Deputy Director Munsell to get her the specifics of the project. Thank you.

COUNCILMEMBER KAMA: Can I make a motion then?

CHAIR RAWLINS-FERNANDEZ: No, wait, got to clarify.

COUNCILMEMBER KAMA: For that one?

COUNCILMEMBER PALTIN: Try again.

CHAIR RAWLINS-FERNANDEZ: With the 50,000 feasibility study for the Weinberg Building? Okay, so we're striking that.

COUNCILMEMBER PALTIN: We're going to work with Ms. Munsell for the other area.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER PALTIN: Cleaner.

CHAIR RAWLINS-FERNANDEZ: Go ahead, Member Paltin.

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COUNCILMEMBER PALTIN: Okay, how's about provided that 250,000 be for related cost to develop an RFP and funding for planning and design for the buildout of County-owned Fairway's Sandhill parcels, and if it needs to be affordable in perpetuity, we can talk to Na Hale O Maui to manage after they're built.

COUNCILMEMBER SUGIMURA: So, this is the 50 lots? The 50 lots?

CHAIR RAWLINS-FERNANDEZ: Please speak into the mic.

COUNCILMEMBER PALTIN: Oh, sorry.

CHAIR RAWLINS-FERNANDEZ: Member Sugimura?

COUNCILMEMBER SUGIMURA: Oh, I'm just having a private conversation with her. Just kidding. So, this is Sandhill property that we own currently?

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: The Maui Lani property that we --

COUNCILMEMBER SUGIMURA: Right.

COUNCILMEMBER PALTIN: --yeah, currently own.

COUNCILMEMBER SUGIMURA: So, this is the 50 lots you're talking about?

COUNCILMEMBER PALTIN: Yes.

COUNCILMEMBER LEE: You can join us anytime you want.

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Isn't this item in your Committee right now?

COUNCILMEMBER KAMA: Yes, it is.

VICE-CHAIR KING: The Maui Lani?

COUNCILMEMBER KAMA: Yes.

CHAIR RAWLINS-FERNANDEZ: Yes.

VICE-CHAIR KING: Okay, so...

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CHAIR RAWLINS-FERNANDEZ: But the 250,000 is...I mean...well, the larger item is, but Member Paltin is making a motion to put 250,000 under the Affordable Housing Fund.

VICE-CHAIR KING: For a study or what...I'm not sure what it's for.

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: Yeah, it's 250,000 for related cost to develop an RFP and funding for planning and design for the buildout of County-owned Fairway's Sandhill parcels.

VICE-CHAIR KING: Okay. I think that's probably a good idea but I'd like to see it go through committee first, because I think that's the discussion that you were intending to have by putting that item in your Committee. It's how to move forward on that, that actual, those lots.

COUNCILMEMBER PALTIN: As a shovel-ready project? No?

VICE-CHAIR KING: Well, we've had them out to bid before so that's why I think we put them back in Committee to try to figure out a different way to do this bid.

CHAIR RAWLINS-FERNANDEZ: Member Paltin? Or Member Kama?

COUNCILMEMBER KAMA: Well, it is in your Committee, Chair, so I think the question is do you want to bring it up in your Committee?

COUNCILMEMBER SUGIMURA: Versus hers.

COUNCILMEMBER KAMA: Or do you want to pass it on to the Affordable Housing Committee?

VICE-CHAIR KING: That's for you.

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: Whichever committee it goes to I suggest that you use the 2019 funds for this so that it can go quickly rather than wait till July and God knows when after that.

COUNCILMEMBER PALTIN: Yeah.

COUNCILMEMBER LEE: Yeah. So, you want to move this out quickly so use the 2019 funds. Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Then it'll stay in my Committee.

COUNCILMEMBER KAMA: So be it.

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CHAIR RAWLINS-FERNANDEZ: Okay. All right. Then we're not putting it in the Budget and we're just going to schedule it or what was the understanding?

VICE-CHAIR KING: Your Committee can decide whether...

COUNCILMEMBER PALTIN: I just made the --

CHAIR RAWLINS-FERNANDEZ: Wait, Member Lee --

COUNCILMEMBER PALTIN: --proposal, you guys can --

CHAIR RAWLINS-FERNANDEZ: --did I misunderstand you?

COUNCILMEMBER PALTIN: --figure out the details.

VICE-CHAIR KING: I think your Committee will decide where to take it from there.

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: You have 2019 funds available and I'm suggesting that you use those funds rather than put it in the new Budget which doesn't begin until July 1st.

COUNCILMEMBER SUGIMURA: Mr. Ueoka.

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: That sounds like an excellent idea.

CHAIR RAWLINS-FERNANDEZ: Okay. Ms. Yoshimura?

MS. YOSHIMURA: Chair, in order to use the 2019 funds, you would still need a Budget amendment, and being that we are already at the end of April, passing the Budget amendment prior to June 30 is a little tight.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: So, put...

COUNCILMEMBER LEE: ..(inaudible)..

VICE-CHAIR KING: Yeah. We just got to get it on your next agenda.

COUNCILMEMBER KAMA: No rest for the weary.

CHAIR RAWLINS-FERNANDEZ: Okay. With that new information, Member Paltin?

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COUNCILMEMBER PALTIN: I'm willing to chance a vote 'cause, you know, housing.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay.

COUNCILMEMBER PALTIN: Would you like me to make the motion?

CHAIR RAWLINS-FERNANDEZ: Sure.

COUNCILMEMBER PALTIN: I move that 250,000 be for related cost to develop an RFP and funding for planning and design for the buildout of County-owned Fairway's Sandhill parcels.

COUNCILMEMBER SINENCI: Second.

CHAIR RAWLINS-FERNANDEZ: Okay, motion by Member Paltin, second by Member Sinenci.

COUNCILMEMBER PALTIN: So, for me, you know, most times when you talk to folks with a vision for housing for Maui, the first thing they want to do is buy the land then put the infrastructure, like those steps are finished right here. So, I mean shovel-ready project, housing, let's do it, Affordable Housing Fund, '20 Fiscal Year. I'm trying.

VICE-CHAIR KING: Question, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. Chair King?

VICE-CHAIR KING: Okay, so I have a question, so there's an RFP but you want to do planning and design first or I'm not sure who's doing the planning and design. So, if we're putting it out to RFP for someone to actually plan and design it, then we wouldn't be doing planning and design.

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

VICE-CHAIR KING: We can...should we ask, can we ask the Deputy Director if...because this would be going through...

COUNCILMEMBER PALTIN: So, the RFP would be to plan and design the project.

VICE-CHAIR KING: And then put it out to bid?

COUNCILMEMBER PALTIN: Yeah.

VICE-CHAIR KING: Okay, so that would be under the Planning Department or who would plan and design it?

COUNCILMEMBER PALTIN: The RFP would plan and design, the RFP.

VICE-CHAIR KING: Oh, okay. So...

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MR. UEOKA: Chair, if I may?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: I think what Member Paltin is saying is she wants to hire a company for design and plan work, and then it sounds like you want the County to build this project, and then so after we get it planned and designed then we'd probably go out to bid again for construction. So, this is just the first step, the plan and design phase for the County...

VICE-CHAIR KING: Okay, so this, and this would go through what department?

MR. UEOKA: I'd assume the Department of Housing and Human Concerns.

VICE-CHAIR KING: Housing Department? Okay.

MR. UEOKA: 'Cause it's out of the Affordable Housing Fund.

VICE-CHAIR KING: Okay.

MR. UEOKA: Thank you.

VICE-CHAIR KING: So, maybe we can get a comment from...

CHAIR RAWLINS-FERNANDEZ: Deputy Director?

VICE-CHAIR KING: Is that going to be enough?

MS. MUNSELL: Thank you, Chair. Ms. Paltin, really, I really appreciate the push to move that project forward. That property is actually part of the strategic plan that we're working on. There are properties that the County owns or that we have control of that we're looking at how to use most effectively and most strategically. One part of that plan is actually looking at the various populations that we need to be providing housing for and where we should be investing our funds and our efforts. One of the considerations might be that the AMI levels of these properties might not be where we would strategically choose to spend our funding, and so it might be better for us to leverage this property in a different way. So, if you wouldn't mind allowing us to take a step back and use this property and present to you a strategic plan and how we would feel like we would like to leverage this property into what we actually need for our County. I think it's...I really...every time I look at that, those properties and the fact that we're still sitting on them, it's very frustrating to me. But I don't want to do...make a premature decision here that we could be using it in a different way. I feel like we can leverage this property. And I don't want to, I just don't want to do something too...without complete thought on it. So, we're supposed to be bringing this strategic plan to you towards the end of the fiscal year which is going to be

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consistent with what we're trying to do here anyway, if you wouldn't...if you don't mind.

COUNCILMEMBER PALTIN: So --

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: --it's not that I don't mind, it's that, you know, I'm pretty aware that we need all levels and ranges of the affordable housing spectrum and, you know, like you said we've been sitting on that for so long when the need is there for everyone, you know. Definitely 80 percent and below AMI is what we need and won't happen without government support, but that doesn't mean there's not a need in the 80 and up as well, there's needs on all levels in this County. So, for me I'd rather we move faster than slower on this. You know the strategic plan should address everybody that needs homes, so just putting it out there.

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Well, I agree with Member Paltin is I've never liked the idea of leveraging this because it's giving up something that's ready to go. But I do understand, you know, we don't want to just proviso and rush into something we're not ready for, and so that's why I like the idea of it going to Committee and discussing this from the...I think the reason why the Council has hung on to this property for so long is we want to see it in affordable housing. We don't want to just, you know, leverage this as market to get something else that then has to be leveled and underground utilities put in and curbs and gutters and all...this one's ready to go. So, I would like to see a plan but, you know, for this particular project, but I think maybe rather than wait till you get to your strategic plan, maybe pull this out and put it in committee and just focus on how fast we can get these units up. That would be my preference too because I've always thought that it's kind of a waste just having them sit there and I want to see them in housing personally. So...

CHAIR RAWLINS-FERNANDEZ: Okay. So, would you like to, Member Paltin, would you like to take the vote or would you like to withdraw your motion?

COUNCILMEMBER PALTIN: Go for it, take the vote. Is there much to lose? If you withdraw, you get a no anyway, right?

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER PALTIN: Throwing it out.

CHAIR RAWLINS-FERNANDEZ: Okay, if there's no more discussion...

VICE-CHAIR KING: Well, I --

CHAIR RAWLINS-FERNANDEZ: Oh.

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VICE-CHAIR KING: --guess I do have a little bit more --

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: --discussion because I just, I understand about wanting to move ahead but I...we're, now we're going to...if we sequester 250,000 and then we're asking the Department to go ahead like pronto when it's not really in their plan, you know, I'd rather the Committee really work it out and figure out how to get it into the plan, work with the Department so that there's buy-in there. And then they can go ahead with understanding exactly what the will of the Council is.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: That's why I'm a little bit worried about just appropriating the money and putting it in there.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: And I don't think if we don't spend it this year...I mean the 2019 funds don't lapse, they're still there, we just, you know, whether we spend them in the next two months or after July 1st, there's still the 2019 funds are still in that account.

CHAIR RAWLINS-FERNANDEZ: Okay. I can schedule it as soon as we finish with Budget if that helps.

COUNCILMEMBER PALTIN: I was wondering if the Department of Management could do it? Like they got planners and engineers and...maybe? I mean they can build a parking structure, right?

VICE-CHAIR KING: They build it themselves.

MR. UEOKA: Chair?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: The Affordable Housing Fund is administered by the Department of Housing and Human Concerns, but Department of Management can always work and assist, and typically they do assist but it is under the Department of Housing and Human Concerns. Thank you.

COUNCILMEMBER PALTIN: Okay. Call for the question.

CHAIR RAWLINS-FERNANDEZ: Okay. Yeah, motion by Member Paltin, second by Member Sinenci to appropriate \$250,000 out of the Affordable Housing Fund to craft an RFP, affordable housing buildout of the Sandhill parcels, the 50 parcels. Sorry, I don't...I wasn't able to write down everything that she said but that's the gist of it.

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COUNCILMEMBER LEE: The motion on the floor --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: --so we're ready to vote.

CHAIR RAWLINS-FERNANDEZ: That's the motion and then I'm going to call for the question.

COUNCILMEMBER LEE: Okay.

CHAIR RAWLINS-FERNANDEZ: All those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed?

VICE-CHAIR KING: No.

CHAIR RAWLINS-FERNANDEZ: Okay. I'm going to roll call vote. Okay. All those in favor please raise your hand. Okay. Member Sinenci, Member Molina, Member Lee, Member Paltin...

COUNCILMEMBER SUGIMURA: Can I...okay.

CHAIR RAWLINS-FERNANDEZ: You said aye earlier?

COUNCILMEMBER SUGIMURA: Yes.

CHAIR RAWLINS-FERNANDEZ: No? You changed your mind? Okay. Member Kama.

CHAIR RAWLINS-FERNANDEZ: Okay. And then I'll vote yes. Okay, so the motion passes --

COUNCILMEMBER MOLINA: Six-three.

CHAIR RAWLINS-FERNANDEZ: --six...no two...no three, yeah, yeah. Okay. Member King, Member Hokama, and Member Sugimura.

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**VOTE: AYES: Chair Rawlins-Fernandez, and Councilmembers
Kama, Lee, Molina, Paltin, and Sinenci.**

**NOES: Vice-Chair King, and Councilmembers Hokama
and Sugimura.**

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, pau. Next one.

COUNCILMEMBER PALTIN: Thank you, Members.

CHAIR RAWLINS-FERNANDEZ: Oh, okay, we got to go back to...sorry, I got a note.

VICE-CHAIR KING: Chair? I think, you know, with this measure it's still on your master agenda --

CHAIR RAWLINS-FERNANDEZ: Yes.

VICE-CHAIR KING: --right? Okay.

CHAIR RAWLINS-FERNANDEZ: And I'll still schedule it right away.

COUNCILMEMBER SUGIMURA: Okay, good.

CHAIR RAWLINS-FERNANDEZ: Yes. I promise. Okay. Okay. We didn't take a vote on the number, number two, the Lanai Affordable Housing Project. So, I'll entertain a motion.

COUNCILMEMBER HOKAMA: Thank you, Chair. I move to accept as presented.

COUNCILMEMBER SUGIMURA: Second.

CHAIR RAWLINS-FERNANDEZ: Okay, moved by Member Hokama, seconded by Member Sugimura. Discussion? Seeing none, all those in favor please say "aye."

COUNCILMEMBERS: Aye.

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CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay. Motion passes unanimously.

VOTE: **AYES:** **Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.**

NOES: **None.**

ABSTAIN: **None.**

ABSENT: **None.**

EXC.: **None.**

MOTION CARRIED.

ACTION: **APPROVE.**

CHAIR RAWLINS-FERNANDEZ: Sorry, I had to go back because we didn't vote on it. Mahalo, Deputy Director Munsell. Okay. Okay. Letter, so "W" and "X," Ms. Fujita, the highlighted sections, is it highlighted because it was proposed by a Councilmember? I don't remember it being proposed.

MS. FUJITA: These funds were part of ordinances that I guess they were never added to the Appendix A. So, if you look at the Code references in there, it references these funds but the funds were never added to the Special Purpose Revenues in the Budget.

CHAIR RAWLINS-FERNANDEZ: Oh, Appendix A, Part I?

MS. FUJITA: No, Part II, the Special Purpose Revenue. So, for example for "W" the County Park Special Revolving Fund was established in Section 13.04A.460, Maui County Code.

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. FUJITA: But that fund was never, it was never added to Appendix A, Part II, Special Purpose Revenues in the Budget.

CHAIR RAWLINS-FERNANDEZ: Okay, so this is housekeeping?

MS. FUJITA: Yes, it's...yeah, we need to add these two to the Budget so that's --

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. FUJITA: --for "W" and for "X."

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CHAIR RAWLINS-FERNANDEZ: Okay.

MS. FUJITA: And I believe "Y" is a proposal.

CHAIR RAWLINS-FERNANDEZ: Yes, that is my proposal. Okay. Okay so, Members, you heard the explanation, I'll entertain a motion to insert County Parks Special Revolving Fund in accordance with Section 13.04A...

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Oh, I don't? It's good? It's already in there because of the ordinance. Okay. Okay, okay. I just was trying to be like extra careful and...okay. Okay, but "Y" is a proposal. Members, if you go to the bills that you just received, the Legislative bills...

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: Yes, it's the last one.

VICE-CHAIR KING: Yeah, the last one I think was the extra 20 that we put in there?

CHAIR RAWLINS-FERNANDEZ: Yeah, so this fund doesn't exist yet, it's...I'm proposing to create this fund.

VICE-CHAIR KING: Okay. But I thought this was the 20 that we were going to remove and because we already have the 4 percent on Page 49? But I did talk to Ms. Munsell before she left and she said there's no way she'd be able to spend this money this year.

CHAIR RAWLINS-FERNANDEZ: Yeah, so we're going to take that second.

VICE-CHAIR KING: Oh, we just create the fund first?

CHAIR RAWLINS-FERNANDEZ: Yeah.

VICE-CHAIR KING: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: I mean we don't have to put anything in it.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: But if we don't have it then we can't even discuss putting anything in it.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. So, it's the last one on the Legislative bills that you received. It's A Bill for an Ordinance to Establish an Experimental and Demonstration

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Housing Project Fund. And so, this fund is created or was inspired by the demonstration...experimental and demonstration housing statute, State statute. Okay. You're familiar with it. And so, how do I sum it up. Okay. So, it goes through where the revenues could come from and this...I think I should probably let you guys have some time to read it.

MR. UEOKA: Chair?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Just clarification, Item C requires half of 1 percent of the certified real property tax revenues be placed in this fund, so you will have to fund it this year if you pass this.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. UEOKA: I don't really...well, it's interesting because it won't become effective till July 1st and...yeah, but it does state for Fiscal Year 2020, so you guys will have to make an appropriation if you're planning on passing it. Thank you.

VICE-CHAIR KING: Do we...

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Do we have to have funding in it to create the fund?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: You don't but the language creating the fund does require that for...in adopting Fiscal Years 2020--which is this year--through 2025 annual operating budgets and capital improvement programs, the Council will appropriate a minimum of one-half of 1 percent of the certified real property tax revenues to the Experimental and Demonstration Housing Project Fund.

VICE-CHAIR KING: So, it may be premature, maybe something we need to do when we have the authority to do that. Or can we just appropriate...then we have to set aside half of 1 percent out of this RPT is what you're saying?

MR. UEOKA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Yeah, it's a little weird 'cause you'll be appropriating it assuming that the fund will pass.

VICE-CHAIR KING: Oh, I see what you're saying. Okay.

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MR. UEOKA: So, if one or the other doesn't...you know what I mean, it's...

VICE-CHAIR KING: Right, because it has to go through the whole process of --

MR. UEOKA: Correct.

VICE-CHAIR KING: --committee and then it has to get...go through two Council meetings before it gets approved, and we won't know if it's approved and we'll be setting aside a fund for this. Okay.

COUNCILMEMBER SUGIMURA: And we're trying to save money.

CHAIR RAWLINS-FERNANDEZ: Members, can we take a brief recess?

COUNCILMEMBER SUGIMURA: Yes.

COUNCILMEMBER PALTIN: Sure.

COUNCILMEMBER LEE: This the last one, right?

CHAIR RAWLINS-FERNANDEZ: Yeah.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: No. Just...

UNIDENTIFIED SPEAKER: For tonight?

CHAIR RAWLINS-FERNANDEZ: No, then we have to go through the Legislative bills.

UNIDENTIFIED SPEAKER: Okay.

CHAIR RAWLINS-FERNANDEZ: We had an opportunity to review all the Legislative bills yeah.

COUNCILMEMBER PALTIN: Okay, ready for the break.

CHAIR RAWLINS-FERNANDEZ: Okay, okay. We're going to take a...yeah, 15. Okay. We'll take a recess till 9:00 p.m. It's 8:43 on April 25th and the Economic Development and Budget Committee is now in recess. . . .*(gavel)*. . .

RECESS: 8:43 p.m.

RECONVENE: 9:04 p.m.

CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Will the Economic Development and Budget Committee please return to order. It is 9:04 on April 25th. Okay. Okay, so we are on

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Appendix A, Part II, Special Purpose Revenues. The last item is "Y," Experimental and Demonstration Housing Projects Fund. So, it's the last ordinance in your...sorry, bills in your packet. So, as I said this bill was inspired by the State ordinance experiment on experimental and demonstration housing which has been on the books for a really long time and never really been taken advantage of. And it's one way for us to increase our affordable housing inventory since we know that we approach this, you know, really big problem of affordable housing of this affordable housing crisis in many different angles and this is one approach. So, the purpose of this ordinance is to establish a revolving fund to support the development of experimental and demonstration housing projects, and to qualify to use this funding, the project must provide housing for households with a gross annual family income of 80 percent or less of the area medium...median income as established by the US Department of Housing and Urban Development. And the project must directly advance the objective of providing affordable housing in perpetuity under the Director's supervision. Models of affordability in perpetuity include but are not limited to managed appreciation formulas that insulate the housing from market-rate appreciation, shared equity formulas, and projects that are owned by the Community Land Trust. And after considering Mr. Ueoka's comments, my proposal is to strike letter "C" in adopting fiscal years 2020 through 2025 annual operating budgets, that section. So, I'll entertain a motion to...I don't know, approve, adopt...recommend for adoption the Bill for an Ordinance to Establish the Experimental and Demonstration Housing Project Fund.

COUNCILMEMBER LEE: Move to approve.

COUNCILMEMBER KAMA: Second.

CHAIR RAWLINS-FERNANDEZ: Okay, moved by Member Lee, second by Member Kama. Okay, discussion?

COUNCILMEMBER SINENCI: Chair?

CHAIR RAWLINS-FERNANDEZ: Member Sinenci?

COUNCILMEMBER SINENCI: Thank you. Which one are you going to strike, "C" on Page 2 of the bill?

CHAIR RAWLINS-FERNANDEZ: Page 1.

COUNCILMEMBER SINENCI: Page 1.

CHAIR RAWLINS-FERNANDEZ: Yeah, the last one, the last provision in adopting fiscal years 2020 through 2025 annual operating budgets and capital improvement program, the Council will appropriate a minimum of one-half of 1 percent of the certified real property tax revenues. So, it...

COUNCILMEMBER SINENCI: Thank you.

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CHAIR RAWLINS-FERNANDEZ: Following the advice of our Corporation Counsel.

COUNCILMEMBER SINENCI: Aye.

CHAIR RAWLINS-FERNANDEZ: Okay. Any other questions? If not, I'll...Chair King?

VICE-CHAIR KING: So, who will administer this? Is it the Housing Department?

CHAIR RAWLINS-FERNANDEZ: Yes.

VICE-CHAIR KING: Okay. And so, it will be sort of like a grant fund, given out like a grant?

CHAIR RAWLINS-FERNANDEZ: Right.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, I'll call for the question.

VICE-CHAIR KING: Oh. Okay, so it says a grantee or a borrower, so is it at the discretion of the Department if they decide whether it's a grant or a loan?

MR. UEOKA: Chair, if I may?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you, Chair. I believe the Council makes the appropriation --

CHAIR RAWLINS-FERNANDEZ: Yeah.

MR. UEOKA: --so --

CHAIR RAWLINS-FERNANDEZ: That's what I thought. Okay.

MR. UEOKA: --the grant application will be received by the Housing Department and they'll transmit it to Council and the Council will have the...make the decision whether it's a grant or a loan --

VICE-CHAIR KING: Oh, okay.

MR. UEOKA: --as part of the application.

VICE-CHAIR KING: So, we'll just get one application, we decide whether it's a grant or a loan or are they going...is the applicant going to decide whether they apply as, for a grant or they apply for a loan?

MR. UEOKA: Chair, if I...

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CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Yeah, my understanding is the applicant will apply to the Department of Housing and Human Concerns, similar to the Affordable Housing Fund and then it'll come to you guys and you guys will make the appropriation or not make the appropriation, so that'll be the process. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay? Okay, I'll just call for the question. The motion is to recommend adoption of the bill. All those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay, the motion passes unanimously.

VOTE: **AYES:** **Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.**

NOES: **None.**

ABSTAIN: **None.**

ABSENT: **None.**

EXC.: **None.**

MOTION CARRIED.

ACTION: **APPROVE.**

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Alright, and we're getting two birds. Okay, "Y," so now the fund will potentially be created and we can appropriate money here and the intention of creating the housing, this Experimental and Demonstration Housing Project Fund was to also, you know, take into consideration the discussion on the floor about prioritizing affordable housing and taking that \$20 million that was part of Member Kama and Member Lee's top...well, their number one priority and working together with those ideas. And so, I proposed to put the 20 million in the experimental and demonstration housing, but I understand that, you know, the discussion is to not put 20 million but if the Council would like to put any money in this fund then that's the discussion. Chair King?

VICE-CHAIR KING: Chair, I mean I understand the priority but I think, you know, as we're trying to get down the, from the \$50 million loft that we're in, I would like to propose that we put a million dollars in this fund to start.

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CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SINENCI: Second.

CHAIR RAWLINS-FERNANDEZ: Moved by Chair King, second by Member Sinenci. Okay, any discussion? Member Sinenci?

COUNCILMEMBER SINENCI: Chair, would this fund be accepting the 4 percent or we haven't decided on that yet? Of the RPT.

CHAIR RAWLINS-FERNANDEZ: No, the 4 percent is for the Affordable Housing Fund.

COUNCILMEMBER SINENCI: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: And that's already been established and it has funding in it.

COUNCILMEMBER SINENCI: So, this is a separate...yeah.

CHAIR RAWLINS-FERNANDEZ: Yes. This is the Experimental and Demonstration Housing Projects Fund.

COUNCILMEMBER SINENCI: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Okay, so there's a motion on the floor to add \$1 million to the new fund. Any further discussion? I'll call for the question. All those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed?

VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

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CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: So, Chair? So, this will go to the full Council for first and second reading from here?

CHAIR RAWLINS-FERNANDEZ: What will go to the full Council?

VICE-CHAIR KING: The bill will go to the full Council for --

CHAIR RAWLINS-FERNANDEZ: Yes.

VICE-CHAIR KING: --first and second reading? So...

CHAIR RAWLINS-FERNANDEZ: Right, absolutely.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: With...

VICE-CHAIR KING: With the appropriation.

CHAIR RAWLINS-FERNANDEZ: This is...it goes with all the...yeah, so that's what we created now, so the, all the Legislative bills will go with the Budget bills and all the appendices.

VICE-CHAIR KING: Okay. I just --

CHAIR RAWLINS-FERNANDEZ: And --

VICE-CHAIR KING: --wanted to make sure --

CHAIR RAWLINS-FERNANDEZ: --the 1 million.

VICE-CHAIR KING: --from Mr. Ueoka that we can go ahead and appropriate this money even though the bill...the fund hasn't been officially created till it gets through second reading. Can we put...still go ahead and appropriate the money or are we --

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

VICE-CHAIR KING: --jumping the gun? He's...

MR. UEOKA: I would...it's up to you guys. It's not illegal in the sense because the fund will become active on or after second reading so it technically could become active before July 1st when the money would actually be put in there. But it might be strange if on first or second reading the fund doesn't get approved, you'll have a million dollars floating out there.

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VICE-CHAIR KING: Okay, well there are worse things that could happen than having a million dollars floating around.

CHAIR RAWLINS-FERNANDEZ: And, you know, I could just, you know, float the idea out there that if that happens that perhaps that 1 million could go to paying down our debt --

VICE-CHAIR KING: Or it could go back into the Affordable Housing Fund.

CHAIR RAWLINS-FERNANDEZ: --for OPEB. Or it could go to Affordable Housing Fund. So, you know, on that last day we can, you know...why are you making faces? Mr. Ueoka?

VICE-CHAIR KING: I will...Chair, I'll try to get this through the full Council before the end of this fiscal year.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Okay, that's everything for the Appendix A, Part II. Okay. Okay, now we have ten Legislative bills but since we did one already then we only have nine. Okay.

VICE-CHAIR KING: Ten?

CHAIR RAWLINS-FERNANDEZ: Okay, the first one we should not pass...just kidding, just kidding. Okay. Okay, the first Legislative bill, A Bill for an Ordinance Amending Section 2.44.015, Maui County Code, Relating to Salaries of Deputies Corporation Counsel and Deputies Prosecuting Attorney. And this bill was transmitted to us by the Mayor. Member Lee?

COUNCILMEMBER LEE: Move to approve.

CHAIR RAWLINS-FERNANDEZ: Okay. Is there a second?

COUNCILMEMBER SUGIMURA: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Moved by Member Lee, seconded by Member Sugimura. Discussion? Okay, seeing none, I'll call for the question. All those in favor of recommending adoption of the bill please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay, motion passes unanimously.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay. Next, the next Legislative bill is Approving the Pay Ranges and Pay Levels for Office of Council Services Staff. Okay. Chair King?

VICE-CHAIR KING: Do you need a motion? Motion to approve.

COUNCILMEMBER LEE: Second.

CHAIR RAWLINS-FERNANDEZ: Okay, moved by Chair King, seconded by Member Lee. Discussion? Okay...oh, Member Paltin?

COUNCILMEMBER PALTIN: Is this the same ones we did on the 2nd?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: I'll ask Ms. Fujita to explain.

CHAIR RAWLINS-FERNANDEZ: Ms. Fujita?

MS. FUJITA: Chair, no, these are different. This is the annual reso that's done every year and it's included with the annual budget ordinance for the staff salaries for the coming year.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Fujita. Does this include the increase in steps, the adjusted...no?

MS. FUJITA: I'm sorry, the...

CHAIR RAWLINS-FERNANDEZ: There was a request to adjust the amount so that some of the staff that reached the last step...

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CHAIR RAWLINS-FERNANDEZ: Oh okay, okay.

MS. FUJITA: --salaries.

CHAIR RAWLINS-FERNANDEZ: I see it. Okay, sorry. A Bill for an Ordinance Relating to Salaries of Employees of the Legislative Branch. That one?

MS. FUJITA: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay.

COUNCILMEMBER KAMA: Move to adopt.

COUNCILMEMBER LEE: Move to approve.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: Second.

CHAIR RAWLINS-FERNANDEZ: Moved by Member Lee, seconded by Member Kama. Discussion? Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you. So, I notice that underscore means there's new, so support supervisors, senior accountant, personnel specialist, do you have job descriptions for these new positions? Or...

CHAIR RAWLINS-FERNANDEZ: Ms. Fujita?

MS. FUJITA: Yes, there are job descriptions.

COUNCILMEMBER SUGIMURA: Could we see it?

MS. FUJITA: Sure.

COUNCILMEMBER SUGIMURA: Is it something we can see now?

COUNCILMEMBER LEE: Why?

MS. FUJITA: Okay. We can get it for you.

COUNCILMEMBER SUGIMURA: Okay.

MS. FUJITA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay.

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VICE-CHAIR KING: Shall we move on?

CHAIR RAWLINS-FERNANDEZ: So, while we wait for that then we'll revisit. Any objections to revisiting?

COUNCILMEMBER KAMA: There's a motion on the floor, Chair.

CHAIR RAWLINS-FERNANDEZ: Oh, there is a motion on the floor. Sorry. Member Lee, Member Kama, would you mind --

COUNCILMEMBER KAMA: Yes.

CHAIR RAWLINS-FERNANDEZ: --withdrawing your motion until we can get that additional information? Member Lee?

COUNCILMEMBER LEE: All right.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, and then we'll revisit. Okay. Okay. The next is a resolution transmitted by your Chair Urging Public Employee Unions and Public Employees Throughout the State of Hawaii to Implement the Principle of pay equality...Pay Equity. Okay. So, the Council has long recognized that there is a gender-based pay inequity in society at large and in government specifically. The wage gap collectively costs women employed full time in the US more than \$840 billion in annual lost wages, meaning families have less money to spend on goods and services to help drive economic growth. And it urges public employee unions and public employees throughout the State of Hawaii to execute collective bargaining agreements that reflect the principle of pay equity. Member Lee?

COUNCILMEMBER LEE: Move to adopt the attached resolution.

VICE-CHAIR KING: Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Motion by Member Lee, seconded by Chair King. Discussion? Okay, all those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay, the motion passes unanimously.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: The next is a bill for an ordinance transmitted by Member Sinenci amending Title 3, Maui County Code, to establish a cost-recovery policy for the Department of Planning. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. The cost recovery policy will be implemented by the Planning Department after a comprehensive study has been conducted and a subsequent fee schedule has been included in the annual budget ordinance.

CHAIR RAWLINS-FERNANDEZ: Okay. Would you like to make a motion?

COUNCILMEMBER SINENCI: So move.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: Second.

COUNCILMEMBER LEE: Second.

CHAIR RAWLINS-FERNANDEZ: The motion is to recommend adoption of A Bill for an Ordinance Amending the Maui County Code to Establish a Cost-Recovery Policy for the Department of Planning. Okay, moved by Member Sinenci, seconded by Member Kama. Discussion? Okay, all those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Okay, the motion passes unanimously.

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VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

CHAIR RAWLINS-FERNANDEZ: Okay, that's it. And then we have to go back to do the revisit.

COUNCILMEMBER KAMA: OCS.

CHAIR RAWLINS-FERNANDEZ: Okay. Ms. Fujita?

MS. FUJITA: Can we get a little bit more time to make copies?

VICE-CHAIR KING: Chair, are you...were you requested to make copies of all the job descriptions or you're just doing selective ones?

MS. FUJITA: I believe the request was for the three --

COUNCILMEMBER SUGIMURA: New ones.

MS. FUJITA: --new positions.

VICE-CHAIR KING: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: Okay, Members...

VICE-CHAIR KING: Can we take a recess?

CHAIR RAWLINS-FERNANDEZ: Yeah. Okay, Ms. Fujita, do you think it's going to take longer than ten minutes? Just so I could say about what time, 10...15? I'll just say --

MS. FUJITA: Fifteen.

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CHAIR RAWLINS-FERNANDEZ: --15? Okay. Okay, we'll say 9:45. Okay. We're going to take a recess till 9:45. It's 9:26, the...on April 25th, the Economic Development and Budget Committee is now in recess. . . .(gavel). . .

RECESS: 9:27 p.m.

RECONVENE: 9:45 p.m.

CHAIR RAWLINS-FERNANDEZ: . . .(gavel). . . Will the Economic Development and Budget Committee please return to order. It is 9:45 on the dot on April 25th and we're finishing our review and decisions on the Legislative bills packet. And Member Sugimura got the job descriptions that she requested, and we are on A Bill for an Ordinance Relating to Salaries of Employees of the Legislative Branch. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you. You know I will review the job descriptions at first reading. I don't have it.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: Yeah?

CHAIR RAWLINS-FERNANDEZ: Before first reading, yeah? Okay. Okay.

COUNCILMEMBER SUGIMURA: So, can OCS provide it for me?

VICE-CHAIR KING: Oh.

COUNCILMEMBER SUGIMURA: Yeah.

VICE-CHAIR KING: You didn't get it yet?

CHAIR RAWLINS-FERNANDEZ: Oh, I thought you were flipping through it.

COUNCILMEMBER SUGIMURA: No. No, this is your packet.

VICE-CHAIR KING: Yeah, they're making copies.

COUNCILMEMBER SUGIMURA: That's fine.

CHAIR RAWLINS-FERNANDEZ: Okay. So, the Chair will entertain a motion --

COUNCILMEMBER KAMA: So moved.

CHAIR RAWLINS-FERNANDEZ: --to...

VICE-CHAIR KING: I think we have a motion on the floor don't we?

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COUNCILMEMBER KAMA: No, we withdrew the motion.

CHAIR RAWLINS-FERNANDEZ: No, we had to...

VICE-CHAIR KING: Oh, you did, okay.

CHAIR RAWLINS-FERNANDEZ: Yeah. So, that we could mark it as a revisit and --

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: --continue to move forward.

VICE-CHAIR KING: Okay, I move that we pass the Bill for an Ordinance Relating to Salaries of Employees of the Legislative Branch.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: Second.

CHAIR RAWLINS-FERNANDEZ: Motion by Chair King, second by Member Kama. Discussion? Seeing none, all those in favor please say "aye."

COUNCILMEMBERS: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed?

COUNCILMEMBER HOKAMA: No.

CHAIR RAWLINS-FERNANDEZ: Okay. Eight "ayes," one "no," Member Hokama.

VOTE: AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: Councilmember Hokama.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVE.

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CHAIR RAWLINS-FERNANDEZ: Okay. That completes our business for the day, for the week. Okay.

VICE-CHAIR KING: Chair?

CHAIR RAWLINS-FERNANDEZ: Chair King?

VICE-CHAIR KING: Do you...do we have a meeting that was noticed for tomorrow?

CHAIR RAWLINS-FERNANDEZ: Yes, but I understand that that meeting can be cancelled.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER MOLINA: Yeah, just procedure, so we wouldn't have to open up and just adjourn or can we just cancel outright without opening up?

CHAIR RAWLINS-FERNANDEZ: That's what was explained to me. And if you would like to hear that from our OCS attorney or Corp. Counsel, I can have them explain.

VICE-CHAIR KING: Well...

CHAIR RAWLINS-FERNANDEZ: And have them confirm.

VICE-CHAIR KING: It's kind of...if there's no quorum there's no meeting so it's kind of the same thing. But, no, I just wanted...I wonder if we should...if we can get *Akaku* to put something on their screen on whatever channel they --

CHAIR RAWLINS-FERNANDEZ: . . .*(someone sneezes)*. . . Ola.

VICE-CHAIR KING: --yeah, they show us on that just says the meeting was cancelled for tomorrow so people...testifiers don't show up.

CHAIR RAWLINS-FERNANDEZ: Okay. I don't know how we would request that procedurally.

VICE-CHAIR KING: Is there a way to...

UNIDENTIFIED SPEAKER: They won't be here.

VICE-CHAIR KING: Oh, they won't be here to do the...they won't be here.

UNIDENTIFIED SPEAKER: Put up signs on the doors.

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VICE-CHAIR KING: Oh, yeah, can we get signs on the doors out here so that people know when they show up, they don't wonder where everybody's at?

COUNCILMEMBER KAMA: Do you think they'd get mad if we didn't show? So, maybe we just should show and take testimony?

VICE-CHAIR KING: Can we put something up that says meeting canceled for Friday, what, 26th, testimony will be taken Monday morning at...what are we scheduled for, 9:00 a.m.?

CHAIR RAWLINS-FERNANDEZ: Ten o'clock.

VICE-CHAIR KING: Ten. Okay, so meeting scheduled for 10:00 a.m. on Monday, April 29th...

MS. MARTINS: We have meeting cancellation procedures that we go through, and we repost on the bulletin boards. It's similar to posting. And it will be on Granicus and everywhere that we notified people that the meeting was posted.

VICE-CHAIR KING: Okay.

MS. MARTINS: We'll notify them that it's canceled. And then we also do the same kind of procedures tonight for this meeting to show that instead of being adjourned that it's recessed till Monday at 10:00.

VICE-CHAIR KING: Oh, we're recessed?

CHAIR RAWLINS-FERNANDEZ: Yes.

VICE-CHAIR KING: Oh, okay. Then we wouldn't expect testifiers anyway if we're recessing. Okay.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: I think we're okay.

CHAIR RAWLINS-FERNANDEZ: Any other questions or comments? Okay. Okay. So, the meeting tomorrow is canceled, and I'll see...we'll reconvene our meeting, this meeting, on Monday at 10:00 a.m. I think I need to say the date, yeah? What is the date?

VICE-CHAIR KING: Twenty-ninth.

CHAIR RAWLINS-FERNANDEZ: Okay. So, this meeting will be recessed until April, Monday, April 29th at 10:00 a.m., here in the Chamber. And if there aren't any objections, I would like to allow Staff to make the appropriate adjustments for our Budget. Any objections?

COUNCILMEMBERS: No objections.

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CHAIR RAWLINS-FERNANDEZ: Okay, no objections. Okay. Mahalo. Okay, so it's 9:50 on April 25th, the Economic Development and Budget Committee is now in recess. . . .(gavel). . .

RECESS: 9:50 p.m.

APPROVED:



KEANI N.W. RAWLINS-FERNANDEZ, Chair
Economic Development and Budget Committee

edb:min:190425:mb

Transcribed by: Michelle Balala

ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES
Council of the County of Maui

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CERTIFICATE

I, Michelle Balala, hereby certify that the foregoing represents to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 23rd day of May, 2019, in Kihei, Hawaii



Michelle Balala