

COUNCIL OF THE COUNTY OF MAUI
INFRASTRUCTURE AND
TRANSPORTATION COMMITTEE

August 5, 2022

Committee
Report No. _____

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

Chair and Members:

Your Infrastructure and Transportation Committee, having met on September 27, 2021, November 15, 2021, and July 11, 2022, makes reference to County Communication 21-456, from Councilmember Yuki Lei K. Sugimura, relating to Public Works Commission Naming and Renaming of Maui County public facilities.

By correspondence dated September 17, 2021, the Director of Public Works transmitted a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 12.40, MAUI COUNTY CODE, RELATING TO NAMES OF PUBLIC FACILITIES DESIGNATED." Attached to the correspondence is Exhibit "3," which includes the Application for Naming and Renaming Existing County Parks and Facilities from Alexa von Tempsky Dudoit, a map of the Kula Community Center facility, and supporting documentation.

The purpose of the proposed bill is to rename the Kula Community Center to the von Tempsky Community Center Complex.

Your Committee notes that on August 5, 1952, Robert Gordon "Boy" von Tempsky granted the Kula Community Club a 99-year lease of the property where the Kula Community Center is located. The Kula Community Club then subleased the property to the County.

Your Committee further notes the lease agreement states the property "will be used for and as a public park and pleasure ground for the purposes of amusement and recreation". . . "to be named and known as the RANDAL AND DORA VON TEMPSKY MEMORIAL PARK."

COUNCIL OF THE COUNTY OF MAUI
INFRASTRUCTURE AND
TRANSPORTATION COMMITTEE

Page 2

Committee
Report No. _____

According to the Director of Parks and Recreation, current signage affixed to the Kula Community Center memorializes the contributions of Randal and Dora von Tempsky.

Your Committee notes this application request is to recognize the legacy and contributions of the von Tempsky family to Maui and the Kula area, and includes their involvement with the Maui County Fair; their active participation in local polo tournaments, rodeos, flower and vegetable shows; and lease of pasture land to local farmers for crop cultivation.

In accordance with Section 2.98.040(F), Maui County Code, applications for renaming must be submitted to the Public Works Commission and the Maui County Cultural Resources Commission.

Your Committee notes the Public Works Commission reviewed the application at its meeting of July 28, 2021, and recommended approval with a modification to add the term “complex” as requested by the Department of Parks and Recreation. In addition, the Public Works Commission recommended establishing a commemorative plaque.

Your Committee further notes the Maui County Cultural Resources Commission, at its meeting of September 2, 2021, also recommended approval to rename the facility to the von Tempsky Community Center Complex.

At the request of the Chair of your Committee, the Department of the Corporation Counsel transmitted a revised proposed bill, approved as to form and legality, entitled “A BILL FOR AN ORDINANCE AMENDING CHAPTER 12.40, MAUI COUNTY CODE, TO RENAME KULA COMMUNITY CENTER TO VON TEMPSKY COMMUNITY CENTER COMPLEX,” incorporating nonsubstantive revisions.

A representative of the von Tempsky family said the family met with the Kula Community Association, who expressed support.

COUNCIL OF THE COUNTY OF MAUI

INFRASTRUCTURE AND TRANSPORTATION COMMITTEE

Page 3

**Committee
Report No.** _____

Your Committee notes, at its meeting of June 21, 2022, the Council passed Bill 100 (2022) to allow County parks and facilities to be named after families.

A Deputy Corporation Counsel confirmed that the sublease agreement, which expires on November 30, 2050, does not prohibit the County from renaming the facility.

Your Committee agreed to amend the bill to include “ohana” in the facility’s name.

Your Committee expressed appreciation for the work the von Tempsky ‘ohana has done for Maui, particularly the Kula community, and supported the proposal for renaming.

Your Committee voted 5-0 to recommend passage of the revised proposed bill on first reading and filing of the communication. Committee Vice-Chair Kama and members King, Lee, Molina, and Paltin voted “aye.” Committee Chair Sugimura and member Rawlins-Fernandez were excused.

Your Committee is in receipt of a revised proposed bill, approved as to form and legality by the Department of the Corporation Counsel, entitled “A BILL FOR AN ORDINANCE AMENDING CHAPTER 12.40, MAUI COUNTY CODE, TO RENAME KULA COMMUNITY CENTER TO VON TEMPSKY ‘OHANA COMMUNITY CENTER COMPLEX,” incorporating your Committee’s recommended revision and nonsubstantive revisions.

Your Infrastructure and Transportation Committee **RECOMMENDS** the following:

1. That Bill _____ (2022), as revised herein and attached hereto, entitled “A BILL FOR AN ORDINANCE AMENDING CHAPTER 12.40, MAUI COUNTY CODE, TO RENAME KULA COMMUNITY CENTER TO VON TEMPSKY ‘OHANA

COUNCIL OF THE COUNTY OF MAUI
**INFRASTRUCTURE AND
TRANSPORTATION COMMITTEE**

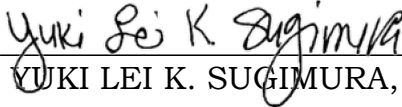
Page 4

**Committee
Report No.** _____

COMMUNITY CENTER COMPLEX,” be PASSED ON FIRST
READING and be ORDERED TO PRINT; and

2. That County Communication 21-456 be FILED.

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



YUKI LEI K. SUGIMURA, Chair

it:cr:22073aa:ljam

ORDINANCE NO. _____

BILL NO. _____ (2022)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 12.40, MAUI COUNTY CODE, TO RENAME KULA COMMUNITY CENTER TO VON TEMPSKY 'OHANA COMMUNITY CENTER COMPLEX

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


SECTION 1. Chapter 12.40, Maui County Code, is amended by adding a new section to be appropriately designated and to read as follows:

“12.40.300 Von Tempsky ‘Ohana Community Center Complex. Von Tempsky ‘Ohana Community Center Complex refers to the area formerly known as Kula Community Center, identified as TMK: (2) 2-3-037:026 and located at 4355 Lower Kula Road, Kula, Hawai‘i.”

SECTION 2. New material is underscored. In printing this bill, the County Clerk need not include underscoring.

SECTION 3. This Ordinance takes effect on approval.

APPROVED AS TO FORM AND LEGALITY:


STEPHANIE M. CHEN
Deputy Corporation Counsel
Department of the Corporation Counsel
County of Maui

LF2021-0015
IT-73 2022-07-15 Proposed Ord Amd Ch 12.40
it:misc:073abill03:ljam