

ORDINANCE NO. \_\_\_\_\_

BILL NO. 36, CD1 (2022)

A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 5219,  
BILL NO. 48 (2021), RELATING TO THE ISSUANCE OF GENERAL  
OBLIGATION BONDS OF THE COUNTY OF MAUI  
ISSUANCE, SALE AND DELIVERY OF SAID BONDS  
(DEPARTMENT OF MANAGEMENT – 60 SOUTH  
CHURCH STREET BUILDING RENOVATIONS)

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

SECTION 1. Ordinance No. 5219, Bill No. 48 (2021), is amended by  
amending Section 1 to read as follows:

“SECTION 1. Authorization of General Obligation Bonds. Pursuant to Chapter 47, Hawaii Revised Statutes, as amended, and particularly Part I thereof, there are hereby authorized to be issued and sold from time to time general obligation bonds of the County of Maui, State of Hawaii (the "County") in an aggregate principal amount not to exceed [~~\$101,093,758~~] \$108,093,758 (the "Bonds"), the proceeds derived from the sale of which shall be used to pay all or part of the cost of appropriations for the public improvements of the County described in Section 2 hereof.”

SECTION 2. Ordinance No. 5219, Bill No. 48 (2021), is amended by  
amending Section 2 to read as follows:

“SECTION 2. Disposition of Bond Proceeds. All or any portion of the proceeds derived from the sale of the Bonds or any notes issued in anticipation of the Bonds shall be used to pay all or part of the cost of any of the public improvements listed below in accordance with appropriations contained in the Fiscal Year 2022 Budget, including amendments and supplements thereto, duly approved by the Council of the County (the "Council") for the fiscal year ending June 30, 2022 (the "Fiscal Year 2022 Budget"); provided, however, that pursuant to Section 47-5, Hawaii Revised Statutes, the part of such proceeds which is in excess of the amounts required for the purposes for which the Bonds are initially issued from time to time, or which may not be applied to such purposes, or which the Council deems should not be applied to such purposes, may be applied to finance such other public

improvements of the County as the Council shall, by ordinance approved by an affirmative vote of two-thirds of all of its members, determine; and provided further that the actual use and application of the proceeds of Bonds issued pursuant to this ordinance shall not in any way affect the validity or legality of such Bonds. No proceeds of the Bonds shall be applied to any public improvement listed in this section unless and until there shall be a valid appropriation of general obligation bond proceeds in effect for such public improvement. The public improvements provided for or to be provided for in the Fiscal Year 2022 Budget, to be financed with proceeds from the sale of the Bonds, are as follows:

Public Improvements:

Estimated Project Cost

| <u>PROJECT TITLE</u>                                              | <u>APPROPRIATION</u> |
|-------------------------------------------------------------------|----------------------|
| A. Department of Environmental Management                         |                      |
| 1. Kihei-Makena Community Plan Area                               |                      |
| a. Sewer                                                          |                      |
| (1) Kihei Wastewater Pump Station No. 7 Relocation                | 800,000              |
| (2) Kihei Wastewater Pump Station No. 9 Modification/Upgrade      | 2,300,000            |
| 2. Wailuku-Kahului Community Plan Area                            |                      |
| a. Sanitation                                                     |                      |
| (1) Central Maui Landfill Phase II/III Interface Development      | 850,000              |
| (2) Central Maui Landfill Phase III-B Lateral Expansion           | 250,000              |
| (3) Central Maui Landfill Entrance Facility Traffic Improvements  | 484,650              |
| 3. West Maui Community Plan Area                                  |                      |
| a. Sewer                                                          |                      |
| (1) Lahaina Wastewater Reclamation Facility R-1 Process Expansion | 10,500,000           |
| (2) Napili No. 1 Force Main Replacement                           | 300,000              |
| (3) Napili Wastewater Pump Station No. 1 Modifications            | 550,000              |
| (4) West Maui Recycled Water System Expansion                     | 6,000,000            |
| B. Department of Finance                                          |                      |
| 1. Countywide                                                     |                      |
| a. Other Projects                                                 |                      |
| (1) Countywide Equipment                                          | 4,785,000            |

|                                                                |                     |
|----------------------------------------------------------------|---------------------|
| 2. Wailuku-Kahului Community Plan Area                         |                     |
| a. Other Projects                                              |                     |
| (1) Waiale Land Acquisition                                    | 500,000             |
| C. Department of Fire and Public Safety                        |                     |
| 1. Lanai Community Plan Area                                   |                     |
| a. Government Facilities                                       |                     |
| (1) Lanai Fire Station Improvements                            | 2,600,000           |
| 2. Makawao-Pukulani-Kula Community Plan Area                   |                     |
| a. Government Facilities                                       |                     |
| (1) Makawao Fire Station Renovation/Addition                   | 770,000             |
| 3. Molokai Community Place Area                                |                     |
| a. Government Facilities                                       |                     |
| (1) Puko`o Fire Station Relocation                             | 325,000             |
| (2) Puko`o Fire Station Renovation                             | 500,000             |
| 4. Paia-Haiku Community Plan Area                              |                     |
| a. Government Facilities                                       |                     |
| (1) Haiku Fire Station                                         | 800,000             |
| D. Department of Management                                    |                     |
| 1. Wailuku-Kahului Community Plan Area                         |                     |
| a. Government Facilities                                       |                     |
| (1) 60 [North] <u>South</u> Church Street Building Renovations | [628,000] 7,628,000 |
| (2) 100 Mahalani Street Buildings Renovations                  | 2,000,000           |
| E. Department of Parks and Recreation                          |                     |
| 1. Hana Community Plan Area                                    |                     |
| a. Government Facilities                                       |                     |
| (1) Old Hana School Improvements                               | 3,000,000           |
| b. Parks and Recreation                                        |                     |
| (1) Helene Hall Improvements                                   | 1,300,000           |
| 2. Lanai Community Plan Area                                   |                     |
| a. Parks and Recreation                                        |                     |
| (1) Lanai Youth Center and Skate Park                          | 4,000,000           |

|                                                                                                                                                                                                                |            |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| 3. Wailuku-Kahului Community Plan Area                                                                                                                                                                         |            |
| a. Parks and Recreation                                                                                                                                                                                        |            |
| (1) Velma McWayne Santos Center Improvements                                                                                                                                                                   | 2,125,000  |
| (2) War Memorial Gym Building Improvements                                                                                                                                                                     | 15,000,000 |
| 4. Paia-Haiku Community Plan Area                                                                                                                                                                              |            |
| a. Parks and Recreation                                                                                                                                                                                        |            |
| (1) Haiku Park Restroom                                                                                                                                                                                        | 745,000    |
| F. Department of Public Works                                                                                                                                                                                  |            |
| 1. Countywide                                                                                                                                                                                                  |            |
| a. Countywide                                                                                                                                                                                                  |            |
| (1) Countywide Bridge and Drainage Program                                                                                                                                                                     | 1,200,000  |
| (2) Countywide Drainline Replacement Program                                                                                                                                                                   | 3,700,000  |
| b. Government Facilities                                                                                                                                                                                       |            |
| (1) Countywide Facilities Maintenance Program                                                                                                                                                                  | 1,300,000  |
| c. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs, and maintenance safety and utilities, accessibility for persons with disabilities) including: |            |
| (1) Countywide Road Resurfacing and Pavement Preservation                                                                                                                                                      | 3,550,000  |
| (2) Countywide Federal Aid Program                                                                                                                                                                             | 8,179,000  |
| 2. Hana Community Plan Area                                                                                                                                                                                    |            |
| a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs, and maintenance safety and utilities, accessibility for persons with disabilities) including: |            |
| (1) Kalepa Rockfall Repairs                                                                                                                                                                                    | 4,250,000  |
| 3. Kihei-Makena Community Plan Area                                                                                                                                                                            |            |
| a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs, and maintenance safety and utilities, accessibility for persons with disabilities) including: |            |
| (1) North South Collector Road (Waipuilani Street to Kaonoulu Street)                                                                                                                                          | 515,000    |

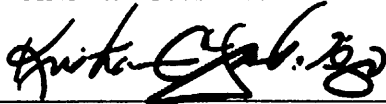
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| 4. Lanai Community Plan Area                                                                                                                                                                                    |           |
| a. Government Facilities                                                                                                                                                                                        |           |
| (1) Lanai Baseyard Improvements                                                                                                                                                                                 | 900,000   |
| 5. Paia-Haiku Community Plan Area                                                                                                                                                                               |           |
| a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs, and maintenance safety and utilities, accessibility for persons with disabilities) including:  |           |
| (1) Haiku Road Slope Stability Improvements                                                                                                                                                                     | 7,500,000 |
| 6. Wailuku-Kahului Community Plan Area                                                                                                                                                                          |           |
| a. Road Improvements (and related improvements, beautifications, sidewalks, bike paths, drainage, bridge repairs, and maintenance safety and utilities, accessibility for persons with disabilities) including: |           |
| (1) Waiale Road Extension                                                                                                                                                                                       | 3,500,000 |
| G. Department of Transportation                                                                                                                                                                                 |           |
| 1. Countywide                                                                                                                                                                                                   |           |
| a. Other Projects                                                                                                                                                                                               |           |
| (1) Bus Stops and Shelters                                                                                                                                                                                      | 600,000   |
| 2. Wailuku-Kahului Community Plan Area                                                                                                                                                                          |           |
| a. Government Facilities                                                                                                                                                                                        |           |
| (1) Central Maui Transit Hub                                                                                                                                                                                    | 248,108   |
| H. Department of Water Supply                                                                                                                                                                                   |           |
| 1. Wailuku-Kahului Community Plan Area                                                                                                                                                                          |           |
| a. Water Supply                                                                                                                                                                                                 |           |
| (1) Acquisition of 1888 Wili Pa Loop Building and Property                                                                                                                                                      | 4,020,000 |
| I. Office of the County Council                                                                                                                                                                                 |           |
| 1. Wailuku-Kahului Community Plan Area                                                                                                                                                                          |           |
| a. Government Facilities                                                                                                                                                                                        |           |
| (1) Office of Council Services Office Renovations                                                                                                                                                               | 519,000   |

The cost of issuance of the Bonds or any series thereof, including without limitation, the initial fee of paying agents and registrars, the fees of financial consultants and bond counsel, the cost of preparation of any Official Statement relating to the Bonds, any notices of sale and forms of bid and the definitive Bonds, and the costs of publication of any notices of sale, may be paid from the proceeds of the Bonds or any series thereof and such costs shall be allocated pro rata to each of the foregoing projects financed from such proceeds.”

SECTION 3. Material to be repealed is bracketed. New material is underscored.

SECTION 4. This ordinance takes effect upon approval.

APPROVED AS TO FORM  
AND LEGALITY:

A handwritten signature in black ink, appearing to read "Kristina C. Toshikiyo", written over a horizontal line.

KRISTINA C. TOSHIKIYO  
Deputy Corporation Counsel  
County of Maui

2021-0374

2022-04-05 Ord Bond CIP Mgnt 60 S Church St Bldg Renovation

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "John R. Lee", is written over a horizontal line.

Upon the request of the Mayor.

DIGEST

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BILL NO. 48 (2021), RELATING TO THE ISSUANCE OF GENERAL  
OBLIGATION BONDS OF THE COUNTY OF MAUI  
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(DEPARTMENT OF MANAGEMENT – 60 SOUTH  
CHURCH STREET BUILDING RENOVATIONS)

This bill proposes to amend Ordinance No. 5219, Bill No. 48 (2021), relating to the issuance of General Obligation Bonds of the County of Maui, by increasing the appropriation for the Department of Management, Wailuku-Kahului Community Plan Area, Government Facilities, 60 South Church Street Building Renovations by \$7,000,000 for a total bond principal amount not to exceed \$108,093,758.

I, KATHY L. KAOHU, County Clerk of the County of Maui, State of Hawaii, DO  
HEREBY CERTIFY that the foregoing BILL NO. 36, CD1 (2022) was passed on First  
Reading by the Council of the County of Maui, State of Hawaii, on the 22nd day of April,  
2022, by the following vote:

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

NOES: None.

DATED at Wailuku, Maui, Hawaii, this 25th of April, 2022.



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

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