

**MAUI COUNTY COUNCIL  
MINUTES**

**January 17, 2025  
9:00 AM**

Pursuant to §92-3.7, Hawaii Revised Statutes, the meeting was conducted as a remote meeting by interactive conference technology, via Microsoft Teams, <http://tinyurl.com/2p9zhjr2>.

In person testimony and viewing: Council Chamber, Kalana O Maui Building, 8<sup>th</sup> Floor, 200 S. High Street, Wailuku, Hawaii.

Video recording of meeting available at: [www.mauicounty.legistar.com](http://www.mauicounty.legistar.com)

TIME MEETING CALLED TO ORDER: 9:05 a.m.

**ROLL CALL**

<b>Councilmember</b>	<b>Pres.</b>	<b>Abs.</b>	<b>Exc.</b>	<b>Time(s) In/Out (during meeting)</b>
CM Pro Tempore Tasha Kama	√			Exc. 11:48 a.m. – 1:18 p.m.
Vice Chair Yuki Lei Sugimura	√			
CM Tamara Paltin	√			Exc. 11:37 a.m. – 11:38 a.m.
CM Gabe Johnson	√			
CM Keani Rawlins-Fernandez	√			
CM Tom Cook	√			
CM Nohelani U'u-Hodgins	√			
CM Shane Sinenci	√			
Chair Alice L. Lee	√			
<b>TOTAL PRESENT</b>	9			

**COMMUNICATIONS**

**CC 25-3** COUNCIL CHAIR LEE, transmitting an amendment to Bill 3 (2025), entitled "A BILL FOR AN ORDINANCE TO RATIFY ORDINANCE 5702 (2024), AMENDING THE LĀNA‘I COMMUNITY PLAN FOR 268.349 ACRES LOCATED IN LĀNA‘I CITY, LĀNA‘I, HAWAII, IDENTIFIED AS TAX MAP KEYS (2) 4-9-001:021,

024, 030; (2) 4-9-002:001 (POR.), 061 (PORS.); (2) 4-9-018:002 (PORS.), 003 (PORS.), 005; AND (2) 4-9-021:009 (LĀNA'I PROJECT DISTRICT 2 (KŌ'ELE)) Postponed, without objection, until Bill 3 (2025) was called up.

**RESOLUTIONS**

**Reso 25-12** "AUTHORIZING ADDITIONAL COMPENSATION RELATED TO SPECIAL COUNSEL, KATTEN MUCHIN ROSENMAN LLP, AS THE COUNTY OF MAUI'S BOND AND DISCLOSURE COUNSEL FOR THE NEXT GENERAL OBLIGATION BOND ISSUANCE, OTHER BONDS, AND OTHER LEGAL SERVICES"

	AYE	NO	EXC	Time Deliberations Began	11:05 a.m.
Pro Tem Kama	√			Time Motion Made	11:06 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:08 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>9</b>			<b>MOTION PASSED</b>	

**Reso 25-13** "AUTHORIZING SETTLEMENT OF HAWAIIAN TELCOM, INC. V. COUNTY OF MAUI; ABRAHAM PARK, ET AL., CIVIL NO. 2CCV-23-0000401"  
*11:08 a.m.: Referred to the Government Relations, Ethics, and Transparency Committee.*

**Reso 25-14** "APPOINTMENT OF A MEMBER TO THE SOUTH MAUI ADVISORY COMMITTEE TO THE MAUI PLANNING COMMISSION FOR THE COUNTY OF MAUI"

	AYE	NO	EXC	Time Deliberations Began	11:08 a.m.
Pro Tem Kama	√			Time Motion Made	11:09 a.m.
VC Sugimura	√			Motion	FILE
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Secunder	Sinenci
CM Rawlins-Fernandez	√			Time Vote Taken	11:11 a.m.
CM Cook	√				

CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>9</b>			<b>MOTION PASSED</b>	

**Reso 25-15** "APPROVING EXCEPTIONS FROM THE CONDITIONS OF SECTION 3.35.070, MAUI COUNTY CODE, FOR THE KILOHANA MAKAI PROJECT"

	AYE	NO	EXC	Time Deliberations Began	11:11 a.m.
Pro Tem Kama	√			Time Motion Made	11:11 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Secunder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	11:21 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>9</b>			<b>MOTION PASSED</b>	

**Reso 25-16** "APPROVING EXEMPTIONS FROM AND MODIFICATIONS TO THE REQUIREMENTS OF SECTION 3.35.070, MAUI COUNTY CODE, FOR AIKANHA RESIDENCES PHASE I AND II, IN THE WAIKAPU COUNTRY TOWN DISTRICT"

	AYE	NO	EXC	Time Deliberations Began	11:21 a.m.
Pro Tem Kama	√			Time Motion Made	11:22 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Secunder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	11:27 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>9</b>			<b>MOTION PASSED</b>	

**Reso 25-17** "AUTHORIZING ADDITIONAL COMPENSATION RELATED TO THE EMPLOYMENT OF SPECIAL COUNSEL ES&A, INC., A LAW CORPORATION, IN ALEXA JACOBS V. CLIFTON PERREIRA, ET AL., CIVIL 2CCV-23-0000185"

	AYE	NO	EXC	Time Deliberations Began	11:27 a.m.
Pro Tem Kama	√			Time Motion Made	11:27 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin			√	Maker	U‘u-Hodgins
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:37 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**Reso 25-18** AUTHORIZING USE OF MANAGED RETREAT REVOLVING FUNDS FOR REHABILITATION OF PRIVATELY OWNED PROPERTY, OWNED BY MANTOKUJI MISSION OF PAIA, MAUI"

	AYE	NO	EXC	Time Deliberations Began	11:37 a.m.
Pro Tem Kama	√			Time Motion Made	11:37 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	U‘u-Hodgins
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:39 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>9</b>			<b>MOTION PASSED</b>	

**Reso 25-19** "AUTHORIZING ACCEPTANCE OF A DONATION FROM THE CITY OF TOMBSTONE, ARIZONA, TO HELP THE COUNTY'S RECOVERY FROM THE AUGUST 8, 2023 MAUI WILDFIRES"

Postponed, without objection, until Bill 5 (2025) was called up.

**Reso 25-20** "AMENDING RESOLUTION 24-77, CD1, APPROVING THE GRANT AND DISPOSITION OF REAL PROPERTIES LOCATED AT 266 DICKENSON STREET, LAHAINA, HAWAII, TO LAHAINA COMMUNITY LAND TRUST"

	AYE	NO	EXC	Time Deliberations Began	11:40 a.m.
Pro Tem Kama			√	Time Motion Made	11:40 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	Paltin
CM Johnson	√			Secunder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	11:49 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**Reso 25-21** "AUTHORIZING THE ACQUISITION OF REAL PROPERTY CONSISTING OF 1.811 ACRES IDENTIFIED AS TAX MAP KEY NO. (2) 2-3-005-004 SITUATED AT OMAOPIO, KULA, MAKAWAO, MAUI, HAWAII, FOR AN AMOUNT NOT TO EXCEED \$451,561.00"

*11:50 a.m.: Referred to the Water and Infrastructure Committee.*

**Reso 25-22** "APPLAUDING MAUI COUNTY'S HEALTHCARE WORKERS' APPROVAL OF A NEW CONTRACT FOLLOWING LABOR DISPUTE WITH MAUI HEALTH SYSTEM, A KAISER FOUNDATION HOSPITALS LLC"

	AYE	NO	EXC	Time Deliberations Began	11:50 a.m.
Pro Tem Kama			√	Time Motion Made	11:50 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	Johnson
CM Johnson	√			Secunder	Sinenci
CM Rawlins-Fernandez	√			Time Vote Taken	11:54 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**ORDINANCES**

**Bill 2 (2025)** "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE UNITED STATES ARMY CORPS OF ENGINEERS AND THE HAWAII STATE HISTORIC PRESERVATION OFFICER REGARDING THE DEMOLITION OF THE HISTORIC SPRING HOUSE AND THE LAHAINA PUBLIC LIBRARY IN RESPONSE TO THE 2023 LAHAINA WILDFIRES"

	AYE	NO	EXC	Time Deliberations Began	12:00 p.m.
Pro Tem Kama			√	Time Motion Made	12:01 p.m.
VC Sugimura	√			Motion	PASS on first reading
CM Paltin	√			Maker	Paltin
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	12:38 p.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**Bill 3 (2025)** "A BILL FOR AN ORDINANCE TO RATIFY ORDINANCE 5702 (2024), AMENDING THE LĀNA‘I COMMUNITY PLAN FOR 268.349 ACRES LOCATED IN LĀNA‘I CITY, LĀNA‘I, HAWAII, IDENTIFIED AS TAX MAP KEYS (2) 4-9-001:021, 024, 030; (2) 4-9-002:001 (POR.), 061 (PORS.); (2) 4-9-018:002 (PORS.), 003 (PORS.), 005; AND (2) 4-9-021:009 (LĀNA‘I PROJECT DISTRICT 2 (KŌ‘ELE))"

**CC 25-3** COUNCIL CHAIR LEE, transmitting an amendment to Bill 3 (2025), entitled "A BILL FOR AN ORDINANCE TO RATIFY ORDINANCE 5702 (2024), AMENDING THE LĀNA‘I COMMUNITY PLAN FOR 268.349 ACRES LOCATED IN LĀNA‘I CITY, LĀNA‘I, HAWAII, IDENTIFIED AS TAX MAP KEYS (2) 4-9-001:021, 024, 030; (2) 4-9-002:001 (POR.), 061 (PORS.); (2) 4-9-018:002 (PORS.), 003 (PORS.), 005; AND (2) 4-9-021:009 (LĀNA‘I PROJECT DISTRICT 2 (KŌ‘ELE))"

	AYE	NO	EXC	Time Deliberations Began	12:38 p.m.
Pro Tem Kama			√	Time Motion Made	12:39 p.m.
VC Sugimura	√			Motion	PASS on first reading
CM Paltin	√			Maker	Sugimura

CM Johnson	√			Second	Cook
CM Rawlins-Fernandez	√			Time Vote Taken	12:55 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC	Time Deliberations Began	12:40 p.m.
Pro Tem Kama			√	Time Motion Made	12:40 p.m.
VC Sugimura	√			Motion	SUBSTITUTE CC 25-3 with Bill 3 AND FILE CC 25-3
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Second	Cook
CM Rawlins-Fernandez	√			Time Vote Taken	12:54 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**Bill 4 (2025)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART I, DEPARTMENT OF POLICE, STATE AND FEDERAL ASSETS FORFEITURE PROGRAM"

	AYE	NO	EXC	Time Deliberations Began	12:55 p.m.
Pro Tem Kama			√	Time Motion Made	12:55 p.m.
VC Sugimura	√			Motion	PASS on first reading
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Second	U'u-Hodgins
CM Rawlins-Fernandez	√			Time Vote Taken	12:56 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**Bill 5 (2025)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART I, DEPARTMENT OF MANAGEMENT, PRIVATE DONATIONS"

**Reso 25-19** "AUTHORIZING ACCEPTANCE OF A DONATION FROM THE CITY OF TOMBSTONE, ARIZONA, TO HELP THE COUNTY'S RECOVERY FROM THE AUGUST 8, 2023 MAUI WILDFIRES"

	AYE	NO	EXC	Time Deliberations Began	12:56 p.m.
Pro Tem Kama			√	Time Motion Made	12:56 p.m.
VC Sugimura	√			Motion	ADOPT Reso 25-19 and PASS Bill 5 (2025) on first reading
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Secunder	U'u-Hodgins
CM Rawlins-Fernandez	√			Time Vote Taken	12:58 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**Bill 6 (2025)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, DEPARTMENT OF HOUSING, HOUSING PROGRAM, GENERAL"

	AYE	NO	EXC	Time Deliberations Began	1:21 p.m.
Pro Tem Kama	√			Time Motion Made	1:21 p.m.
VC Sugimura	√			Motion	REFER Bill 6 to BFED
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Secunder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	1:42 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>9</b>			<b>MOTION PASSED</b>	

	AYE	NO	EXC	Time Deliberations Began	1:22 p.m.
Pro Tem Kama	√			Time Motion Made	1:22 p.m.
VC Sugimura	√			Motion	AMEND to PASS Bill 6 (2025) on first reading
CM Paltin	√			Maker	Paltin
CM Johnson	√			Second	Rawlins- Fernandez
CM Rawlins- Fernandez	√			Time Vote Taken	1:38 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>9</b>			<b>MOTION PASSED</b>	

**Bill 7 (2025)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, ESTIMATED REVENUES; OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM, GRANTS AND DISBURSEMENTS FOR BUSINESS DEVELOPMENT AND TECHNOLOGY; MAUI FAIR"

*12:58 p.m.: Referred to the Budget, Finance, and Economic Development Committee.*

**Bill 8 (2025)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART II, OPEN SPACE, NATURAL RESOURCES, CULTURAL RESOURCES, AND SCENIC VIEWS PRESERVATION FUND"

*12:58 p.m.: Referred to the Budget, Finance, and Economic Development Committee.*

**ORDINANCES - SECOND AND FINAL READING**

**Bill 117, CD1 (2022)** "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE UNIVERSITY OF HAWAII FOR THE PROVISION OF HAWAIIAN LANGUAGE AND HAWAIIAN STUDIES WORKSHOPS FOR EMPLOYEES OF THE COUNTY OF MAUI"

**Bill 127, CD1 (2024)** "A BILL FOR AN ORDINANCE TO IMPLEMENT CHARTER SECTION 13-17 REQUIRING THE COUNTY TO OPERATE AS A BILINGUAL GOVERNMENT AND TO PUBLISH OFFICIAL MEETING AGENDAS IN ENGLISH AND ‘ŌLELO HAWAI‘I"

	AYE	NO	EXC	Time Deliberations Began	1:43 p.m.
Pro Tem Kama	√			Time Motion Made	1:43 p.m.
VC Sugimura	√			Motion	PASS Bills 117, CD1 (2022); and 127, CD1 (2024) on second and final reading
CM Paltin	√			Maker	Rawlins-Fernandez
CM Johnson	√			Secunder	Sinenci
CM Rawlins-Fernandez	√			Time Vote Taken	1:46 p.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>9</b>			<b>MOTION PASSED</b>	

**Bill 146, CD1 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE WATER CODE ON THE METHODOLOGY FOR CALCULATING DOMESTIC WATER DEMAND"

	AYE	NO	EXC	Time Deliberations Began	1:46 p.m.
Pro Tem Kama	√			Time Motion Made	1:46 p.m.
VC Sugimura	√			Motion	PASS Bill 146, CD1 (2024) on second and final reading
CM Paltin	√			Maker	Cook
CM Johnson	√			Secunder	Johnson
CM Rawlins-Fernandez	√			Time Vote Taken	1:48 p.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>9</b>			<b>MOTION PASSED</b>	

**Bill 170, CD1 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, ESTIMATED REVENUES; CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF MANAGEMENT, WAILUKU-KAHULUI COMMUNITY PLAN AREA, GOVERNMENT FACILITIES, GENERAL FUND, 60 SOUTH CHURCH STREET BUILDING RENOVATIONS; APPENDIX C, DEPARTMENT OF MANAGEMENT, WAILUKU-KAHULUI COMMUNITY PLAN AREA, 60 SOUTH CHURCH STREET BUILDING RENOVATIONS"

**Bill 187 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART II, HOMEOWNER PROGRAMS REVOLVING FUND, ‘OHANA ASSISTANCE PROGRAM"

**Bill 189 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART I, DEPARTMENT OF FIRE AND PUBLIC SAFETY, STATE OF HAWAII DEPARTMENT OF TRANSPORTATION HIGHWAY SAFETY GRANTS"

**Bill 1 (2025)** "A BILL FOR AN ORDINANCE AMENDING SECTION 2.08.060, MAUI COUNTY CODE, TO REVISE THE PAY PLAN IN THE OFFICE OF COUNCIL SERVICES"

	AYE	NO	EXC	Time Deliberations Began	1:48 p.m.
Pro Tem Kama	√			Time Motion Made	1:49 p.m.
VC Sugimura	√			Motion	PASS Bills 170, CD1 (2024); 187 (2024); 189 (2024) & Bill 1 (2025) on second and final reading
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Secunder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	1:50 p.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>9</b>			<b>MOTION PASSED</b>	

**Bill 180, CD1 (2024)** "A BILL FOR AN ORDINANCE AMENDING TITLES 14 AND 16, MAUI COUNTY CODE, RELATING TO PRIVATE WATER CATCHMENT SYSTEMS"

	AYE	NO	EXC	Time Deliberations Began	1:50 p.m.
Pro Tem Kama	√			Time Motion Made	1:50 p.m.
VC Sugimura	√			Motion	PASS Bill on second and final reading
CM Paltin	√			Maker	Cook
CM Johnson	√			Seconder	Johnson
CM Rawlins-Fernandez	√			Time Vote Taken	1:51 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>9</b>			<b>MOTION PASSED</b>	

**Bill 188, FD1 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART II, MANAGED RETREAT REVOLVING FUND, MANTOKUJI MISSION OF PAIA, MAUI"

	AYE	NO	EXC	Time Deliberations Began	1:51 p.m.
Pro Tem Kama	√			Time Motion Made	1:52 p.m.
VC Sugimura	√			Motion	Pass Bill on second and final reading
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Seconder	Cook
CM Rawlins-Fernandez	√			Time Vote Taken	1:52 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>9</b>			<b>MOTION PASSED</b>	

**TIME MEETING ADJOURNED: 1:53 p.m.**

TRANSCRIPTION

Council of the County of Maui on 2025-01-17 9:00 AM - Regular Meeting

[ GAVEL ] >> WILL THE COUNCIL MEETING OF JANUARY 17TH, 2025 PLEASE COME TO ORDER. IT IS 9:04 A.M. MS. CLERK. >> THANK YOU, MADAM CHAIR. PROCEEDING WITH ROLL CALL. IF APPLICABLE MEMBERS PARTICIPATING FROM NON-PUBLIC LOCATIONS SHOULD STATE WHO IF ANYONE EXCEPT MINORS IS PRESENT WITH THEM AS PART OF ROLL CALL. >> COUNCIL MEMBER PRO TEMPORE TASHA KAMA.\r\n\r\n>> ALOHA KAKAHIKA AND GOOD MORNING TO EVERYONE, AND I'M EXCITED TO BE BACK IN THE CHAMBERS, WORKING WITH ALL OF US. THANK YOU, CHAIR. >> THANK YOU. HABA ADAI. >> VICE-CHAIR YUKI LEI SUGIMURA. >> HABA ADAI, GOOD MORNING EVERYBODY, I TOO, I'M EXCITED TO BE IN OUR FIRST OFFICIAL COUNCIL MEETING AND USING OUR NEW PARLIAMENTARY PROCEDURE RULES. GOOD MORNING.\r\n\r\n>> COUNCIL MEMBER TAMARA PALTIN. >> GOOD MORNING KAKAHIKA AND HABA ADAI. >> COUNCIL MEMBER GABE JOHNSON. >> THERE'S NO TESTIFIERS AT THE LANA'I DISTRICT OFFICE AND I'M HERE AND READY TO WORK. MAHALO. >> COUNCIL MEMBER KEANI RAWLINS-FERNANDEZ. >> I SEE HER.\r\n\r\nGOOD MORNING. WE'LL COME BACK TO MEMBER RAWLINS-FERNANDEZ. COUNCIL MEMBER TOM COOK. >> ALOHA FRIDAY. GOOD MORNING. AND HABA ADAI. AND THERE'S NOBODY IN THE KIHEI OFFICE TO GIVE TESTIMONY AT THE MOMENT.\r\n\r\n>> COUNCIL MEMBER NOHELANI UU-HODGINS. >> GOOD MORNING ALL. HAPPY ALOHA FRIDAY, HABA ADAI. >> COUNCIL MEMBER SHANE SINENCI. >> ALOHA KAKAHIKA AND HABA ADAI. >> ARE THERE ANY TESTIFIERS IN YOUR OFFICES? >> I HAVEN'T GOTTEN A TEXT YET, SO I'M PRESUMING NO, CHAIR.\r\n\r\n>> MEMBER UU-HODGINS? >> SAME. >> VERY GOOD. >> COUNCIL CHAIR ALICE LEE. >> HABA ADAI EVERYONE. >> CHAIR, RETURNING TO RECALL COUNCIL MEMBER RAWLINS-FERNANDEZ. WE CAN SEE HER IS ONLINE.\r\n\r\n>> ALOHA KAKAHIKA. CAN YOU HEAR ME? OKAY. >> CHAIR, THERE ARE NINE MEMBERS PRESENT. >> CAN YOU HEAR ME? >> YES. >> OKAY.\r\n\r\nKALAMAI FOR NOT BEING WITH YOU ALL IN-PERSON WITH THE CHAMBERS. MOLOKA'I GROUNDED ITS FLIGHTS FOR THE PAST FEW DAYS. THE MOLOKA'I DISTRICT OFFICE IS I THINK BEING OPENED NOW, BUT MY STAFF WAS STUCK ON O'AHU FROM OPENING-DAY AT THE STATE LEGISLATURE. SO THERE ARE CURRENTLY NO TESTIFIERS, I BELIEVE. WE HAVE ADDITIONAL COUNTY STAFF THAT ARE HELPING US AT THE MOMENT, AT THE MOLOKA'I DISTRICT OFFICE TO SEE IF THERE'S ANYONE THERE. SO I DIDN'T HEAR THAT THERE ARE ANY TESTIFIERS. AND TODAY MARKS 132 YEARS' OF THE ILLEGAL OCCUPATION OF AMERICA.\r\n\r\nMAHALO. >> THANK YOU. MEMBERS, THE REASON WHY I CHOOSE HABA ADAI IS I'M HOPING THE MEETING WILL BE RELATIVELY SHORT, BECAUSE WE HAVE TO SCHEDULE ANOTHER MEETING IN JANUARY, ANOTHER COUNCIL MEETING, AND YOU KNOW HOW DIFFICULT IT IS NOWADAYS TO POST IN THE AMOUNT OF TIME THAT IS REQUIRED. AND PLUS, MONDAY IS A HOLIDAY. OKAY. SO THAT IS THE REASON FOR THAT. MS.\r\n\r\nCLERK. >> THANK YOU, MADAM CHAIR. THERE ARE NINE MEMBERS PRESENT. SO YOU HAVE A QUORUM TO CONDUCT THE BUSINESS OF THE COUNCIL. FOR THE RECORD, I'M DEPUTY COUNTY CLERK RICHELLE THOMSON AND ALSO PRESENT FROM THE OFFICE OF THE COUNTY CLERK IS THE COUNTY CLERK MOANA LUTEY, AND LEGISLATIVE DIVISION STAFF LAUREN SALDANA, DELL YOSHIDA, AND ARTHUR SUYAMA. JOINING THE MEETING FROM THE OFFICE OF COUNCIL SERVICES IS DIRECTOR DAVID RAATZ AND DEPUTY DIRECTOR RICHELLE KAWASAKI. FROM THE DEPARTMENT OF CORPORATION COUNSEL IS CORPORATION COUNSEL VICTORIA TAKAYESU.\r\n\r\n>> OPENING REMARKS WILL BE PROVIDED BY COUNCIL MEMBER PALTIN. >> FOR MY OPENING REMARKS I WANTED TO READ TWO SHORT POEMS. THE FIRST NIKITA GILL. EVERYTHING IS ON FIRE, BUT EVERYONE I LOVE IS DOING BEAUTIFUL THINGS. I'M TRYING TO MAKE LIFE WORTH LIVING. AND I KNOW I DON'T HAVE TO BELIEVE IN EVERYTHING, BUT I BELIEVE IN THAT THAT IS NIKITA. AND THE NEXT ONE IS BY AMANDA GORMAN CALLED, "SMOLDERING DAWN." IT'S A FUNDRAISER FOR THE CALIFORNIA FIRE FOUNDATION, OFFERING SUPPORT AND AID TO FIREFIGHTERS, FAMILIES AND THOSE IMPACTED BY THE FIRES.\r\n\r\nALL OUR ANGELS HAVE GONE IN THIS SMOLDERING DAWN WE SOLDIER ON. WE PROVE OURSELVES STRONG NOT BY HOW BADLY WE BURN, BUT HOW BRAVELY WE BOND. APOCALYPSE DOESN'T MEAN RUIN, BUT REVELATION AND DEVASTATION IN FURNACE HAS INJURED US, BUT IT CANNOT

ENDURE US. EVEN IN THE SURREAL, WE DO NOT SURRENDER, WE EMERGE FROM THE EMBERS, THE HARDEST PART IS NOT DISASTER, BUT THE AFTER. SCORCHED EARTH IS WHERE OUR HEART HURTS WHERE WE RESTORE -- WHERE WE START WORK. TODAY WE MOURN, TOMORROW REBORN, WE END THE BURNING BEFRIEND THE HURTING, THOSE WHO FACED THE FLAMES. WE PROCLAIM OUR CITY'S NAME, A REVELATION THAT ONLY THIS PLACE TELLS TO FIND OUR ANGELS ALL WE NEED TO DO IS LOOK WITHIN OURSELVES.\r\n\r\nTHANK YOU. >> YES, VERY, VERY BEAUTIFUL. [ APPLAUSE ] >> THANK YOU. NOW PLEASE JOIN ME IN RECITING THE PLEDGE OF ALLEGIANCE. I PLEDGE ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA, AND TO THE REPUBLIC FOR WHICH IT STANDS, ONE NATION UNDER GOD, INDIVISIBLE, WITH LIBERTY AND JUSTICE FOR ALL. >> CHAIR, I THINK SOMETHING IS WRONG WITH THE SCREEN. LIKE, IF THEY ENABLE ONLY THE FOLKS WITH CAMERAS ON OR SOMETHING?\r\n\r\n>> MS. CLERK. CAN WE CALL -- IS ERIC HERE? BY THE WAY, THE CHIPS AND DIP IS COMPLIMENTS OF KEVIN KOCHI WHO WORKED IN THE PUBLIC WORKS DEPARTMENT, HIGHWAYS. IS IT WELCOMING NOW? MAY I PLEASE REQUEST EVERYONE KEEP THEIR MICROPHONES MUTED UNLESS IT'S YOUR TIME TO SPEAK. AS A REMINDER TESTIMONY MUST PERTAIN TO ITEM IS ON THE MEETING AGENDA.\r\n\r\nWHEN TESTIFYING PLEASE DIRECT YOUR REMARKS TO THE COUNCIL AND NOT TO ANY INDIVIDUAL COUNCIL MEMBER OR MEMBER OF THE PUBLIC. EACH TESTIFIER WILL BE ALLOWED TO SPEAK FOR UP TO THREE MINUTES ON EACH ITEM. FOR INDIVIDUALS WISHING TO TESTIFY ON TEAMS, PLEASE CLICK THE RAISE YOUR HAND BUTTON TO BE ADDED TO THE TESTIFIER LOG. IF YOU ARE CALLING IN, PLEASE FOLLOW THE PHONE PROMPTS TO BE ADDED TO THE TESTIFIER LOG. DECORUM SHALL BE MAINTAINED AT ALL TIMES. ANYONE PERSON WHO BEHAVES IN A MANNER THAT DISRUPTS, OR IMPEDES THE ORDERLY CONDUCT OF ANY COUNCIL MEETING CAN AT THE DISCRETION OF THE PRESIDING OFFICER, OR A MAJORITY OF PRESENT COUNCIL MEMBERS, BE EJECTED, OR BANNED FROM COUNCIL MEETINGS. OR IF PARTICIPATING REMOTELY, MUTED OR DROPPED FROM THE MEETING.\r\n\r\nEXAMPLES OF DISRUPTIVE BEHAVIOR INCLUDE, BUT NOT LIMITED TO HECKLING, SHOUTING, USE OF PROFANITY, THREATENING OR SLANDEROUS REMARKS MADE TO ANY MEMBER OF THE COUNCIL, STAFF OR GENERAL PUBLIC. MS. CLERK, PLEASE PROCEED. >> THANK YOU, MADAM CHAIR. AT THIS TIME, INDIVIDUALS MAY TESTIFY ON ANY ITEM ON THE MEETING AGENDA TO BE ADDED TO THE TESTIFIER LOG ONLINE, RAZE YOUR HAND IN TEAMS. ONCE YOU ARE ADDED STAFF WILL LOWER YOUR HAN. IF YOU ARE CALLING IN BY PHONE, FOLLOW THE PHONE PROMPTS TO BE ADDED TO THE TEMP LOG.\r\n\r\nTESTIFIERS WILL BE LISTED IN THE ORDER OF SIGN-UP AND CHECK IN THE CHAT. WHEN YOUR NAME IS CALLED TO TESTIFY, PLEASE IDENTIFY THE AGENDA ITEM NUMBER THAT YOU ARE TESTIFYING ON, AND IF YOU WISH TO TESTIFY LATER AT THE TIME THE ITEM IS CALLED, PLEASE NOTIFY US WHEN YOUR NAME IS CALLED AND WE'LL MOVE YOUR NAME TO THAT SECTION. CHAIR, THE FIRST SECTION TO TESTIFY IS SIDNEY SMITH, FOLLOW BY EVE HOGAN, AND MS. SMITH, IF YOU WILL PLEASE LET US KNOW WHEN YOU HAVE CONCLUDED YOUR FIRST TESTIMONY AND WE'LL RESTART THE CHLORIC. >> THANK YOU. GOOD MORNING AND Hafa Adai. MY NAME IS SIDNEY SMITH, THE CHAIR OF AG WORKING GROUP.\r\n\r\nI'M TESTIFYING ON BEHALF OF MYSELF, AND AG WORKING GROUP. I WANT TO THANK COUNCIL MEMBERS GABE JOHNSON, TOM COOK, CHAIR ALICE LEE, AND THEIR STAFF, ALONG WITH COUNCIL SERVICES FOR THEIR HARD WORK ON THIS BILL. THE AG WORKING GROUP HAS BEEN AROUND SINCE 2011. I LOOK BACK THROUGH OUR RECORDS AND FOUND LETTERS, AND REFERENCES TO OUR FRUSTRATION WITH THE POLICY GOING BACK TO 2015. TEN YEARS. TEN YEARS WE DIDN'T BUILD HOUSES BECAUSE WE COULDN'T ADD KITCHENS AND BATHROOMS. TEN YEARS MORE FAMILIES MOVED AWAY. I KNOW THIS WILL BE A YEAR FROM NOW UNTIL WE CAN START TO BUILD AND THAT MEANS BUILDING MATERIALS WILL BE MORE EXPENSIVE IF WE CAN GET THEM AT ALL. THE TRAGIC CALIFORNIA FIRES ARE GOING TO RESULT IN A VERY SCARCE SUPPLY.\r\n\r\nBUT BECAUSE OF THE STORAGE TANK BILL, MAYBE WE CAN BUILD RIGHT NOW. OR AT LEAST GET SOMETHING IN THE WORKS. SO DESPITE CIRCUMSTANCES BEYOND OUR CONTROL, AND DESPITE ANOTHER YEAR OF WAITING, WE ARE GRATEFUL. GRATEFUL TO YOU, THE COUNTY COUNCIL, AND GRATEFUL TO THE WATER DIRECTOR JOHN STUFFLEBEAN WHO HAS BEEN OPEN TO CHANGE. ANOTHER GREAT BENEFIT OF THIS BILL, I EXPECT QUITE A FEW PEOPLE WILL WITHDRAW FROM THE UP COUNTRY WATER METER LIST, SINCE MANY JUST NEEDED A SLIGHTLY LARGER METER FOR THEIR 'OHANA OR FOR IRRIGATION. THIS IS A REAL STEP FORWARD FOR OUR

COMMUNITY TO BUILD DESPERATELY NEEDED HOUSING. BUT NOT JUST FOR AG, FOR EVERYONE.

SO I DON'T HAVE A SEPARATE TESTIMONY FOR BILL 180. BUT I THINK THAT THEY SORT OF GO HAND IN HAND, BECAUSE WE WILL BE ABLE TO BUILD USING A TANK, AND THEN POSSIBLY AFTER A YEAR, WHEN WE CAN HAVE MORE UNITS ON OUR EXISTING METER THAN WE CAN SWITCH OVER AND USE THE TANK FOR IRRIGATING CROPS. SO I APPRECIATE ALL THE HARD WORK THAT I KNOW EVERYBODY PUT INTO THIS. THANK YOU. >> THANK YOU. ARE THERE ANY QUESTIONS, MEMBERS? IF NOT, THANK YOU VERY MUCH. >> THANK YOU.

CHAIR, THE NEXT TESTIFIER IS EVE HOGAN TESTIFYING ON BILLS 146, AND 180, FOLLOWED BY CHARME TAKSONY. >> GOOD MORNING, COUNCIL. GOOD MORNING, CHAIR. I'M EVE HOGAN HONOR OF THE SACRED GARDEN AND MEMBER OF THE AG WORKING GROUP TESTIFYING ON MY OWN BEHALF IN FAVOR OF BOTH BILL 146 AND 180. PRIMARILY I WANTED TO THANK YOU ALL FOR BRINGING THESE BILLS TO THE FLOOR. IT'S SO IMPORTANT, AND SO -- WE'RE SO GRATEFUL THAT YOU RECOGNIZE THE NEED FOR THIS INTELLIGENT CHANGE IN OUR CHANGE, WATER TANKS TO 30,000 WITHOUT A NEED FOR PERMIT AND USING WATER USAGE RATHER THAN FIXTURE COUNT FOR THE METHODOLOGY FOR THE WATER DEPARTMENT. SO I'M JUST HERE TO THANK YOU FOR ALL YOUR WORK AND ALL YOUR SUPPORT ON THESE BILLS. ANY QUESTIONS?

IF NOT, THANK YOU VERY MUCH. >> THE NEXT TESTIFIER IS CHARME TAKSONY, FOLLOWED BY THEO MORRISON. >> CHARME TAKSONY GO AHEAD AND UNMUTE ON YOUR END. CHAIR, WE'LL CUMULUS MEDIA BACK TO YOU. >> I'M HERE. I'M HERE, CAN I GO, PLEASE? >> YES.

SO I'M -- SO HI. MY NAME IS CHARME TAKSONY, A TEACHER AT HIGH SCHOOL AND I STEPPED OUT MY CLASSROOM FOR BILL 187, REPRESENTING MY FAMILY AND BEFORE I START TALKING ABOUT THE WHOLE SITUATION, I WANTED EVERYBODY TO KNOW THAT OUR FAMILY IS CURRENTLY HOUSING LAHAINA FIRE VICTIMS, WITH CURRENTLY ELEVEN PEOPLE AND QUALIFIED FOR THIS PROGRAM. I'M READING MY DAD'S TESTIMONY, BECAUSE IT'S HIS PROPERTY. HE APPLIED FOR IT LAST YEAR. THEY APPROVED IT AND ACCORDING TO THE TIMELINE, IF IT HAD BEEN WRITTEN UP AND ADMINISTERING PROPERLY, WE WOULD BE IN THE HOME THAT WE QUALIFIED FOR. SO WE WERE ONE OF THE SIX WE'RE TOLD THAT QUALIFIED FOR THE WHOLE \$100,000. WHICH WILL COVER MOST OF THE COSTS BECAUSE OF THE DELAYS AND WHATEVER HAPPENED, WHICH WE HAVE BEEN PUT ON HOLD, AND HAVE TRIED TO GET INFORMATION AND FOR MONTHS AND MONTHS BEEN JUST NO INFORMATION. AND THEN YOU KNOW, INFORMATION HERE AND THERE.

SO WE HAD ALL OF THE BUILDERS LINED UP, AND SO NOW INSTEAD OF US BEING IN THAT UNIT, BECAUSE WE WERE DON'T START AND THEN WE WERE TOLD OKAY GO AHEAD AND YOU CAN START. AND SO WE'RE NOW ALMOST DONE WITH IT. I HAVE SPENT ALL OF MY SAVINGS. I'M A TEACHER, I DON'T HAVE VERY MUCH MONEY AND I HAVE SPENT ALL OF MY MONEY AND MY PARENTS HAVE SPENT MOST OF THEIR RETIREMENT SAVINGS, OKAY? SO WE'RE ASKING TO PLEASE GET IT FIXED, GET IT DONE, PUSH IT FORWARD, BECAUSE WE -- YOU KNOW, I'M SURE WE'RE ONE OF THE -- THERE'S SO MANY THAT NEED THIS HOUSING, BUT PLEASE TO PUT A FACE TO IT; RIGHT? WE'RE FAMILIES THAT ARE FROM HERE AND NOT TRYING TO, YOU KNOW, PUSH UP THE MARKET. WE'RE TRYING TO HOUSE OUR PEOPLE.

WE'RE HOUSING AGAIN LAHAINA FIRE VICTIMS. PLEASE WE'RE ASKING TO PLEASE TAKE CONTROL OF IT, FIGURE OUT WHAT NEEDS TO BE DONE, GET IT DONE AND GET THAT MONEY OUT THERE, BECAUSE THE MONEY IS THERE, WE KNOW FROM ALL THE PREVIOUS THINGS THAT THE MONEY IS THERE, THE PROGRAM WAS SET AND SOMETHING WAS WRONG WITH HOW IT WAS WRITTEN AND HOW IT WOULD BE DISTRIBUTED. PLEASE ASKING SO NICELY, FIGURE IT OUT. LET US KNOW AND PLEASE KEEP US IN THE LOOP. WE HAVE NOT BEEN HAVING INFORMATION AND CHASING INFORMING AND FIGURING OUT OUR TIMELINE OF WHAT WE CAN DO AND AFFORD DO AND ALL OF THIS STUFF. SO YOU KNOW, ANYBODY PLEASE -- YOU KNOW, CALL ME IF YOU HAVE QUESTIONS. I KNOW THERE'S LIMITED TIME TO TESTIFY HERE AND I DO HAVE TO GET BACK TO MY TEACHER TRAINING.

THANK YOU VERY MUCH. I THINK THAT WAS ALL THAT MY DAD WANTED TO SAY AND THAT WE WANT TO SAY ON BEHALF OF OUR FAMILY AND THIS 'OHANA ASSISTANCE PROGRAM AND THANK YOU VERY MUCH FOR PROVIDING THIS. MAHALO. XER THANK YOU SO VERY MUCH FOR YOUR TESTIMONY. WE'RE VERY SORRY THAT YOU HAVE BEEN PUT THROUGH THIS TRAUMATIC PROCESS. QUESTIONS, MEMBER PRO TEM KAMA. >> THANK YOU, CHARME FOR YOUR TESTIMONY.

AND YOU DID MENTION THAT WE COULD CALL YOU. DO YOU HAVE A PHONE NUMBER TO REACH YOU AT TO LEAVE WITH STAFF. >> SURE, I CAN ALSO PUT

IT IN THE CHAT. MY NUMBER IS 808-283-1109, BECAUSE I ACTUALLY CANNOT TYPE RIGHT NOW. I DON'T KNOW WHAT IS GOING ON. SO 808-283-1109 IS MY PHONE NUMBER. I CAN PROVIDE EMAIL.\r\n\r\nMY FATHER AND I BOTH HAVE SENT EMAILS TO DIFFERENT PEOPLE AND GONE TO THE COUNTY BUILDING SO MANY TIMES. WERE YOU ABLE TO GET THAT NUMBER? >> YES, I DID. THANK YOU. >> THANK YOU VERY MUCH. ANY MORE QUESTIONS, MEMBERS? >> ANY OTHER QUESTIONS, PLEASE LET ME KNOW.\r\n\r\n>> OKAY, WE WILL. THANK YOU VERY MUCH. >> THANK YOU. >> MS. CLERK. >> THANK YOU, CHAIR. THE NEXT TESTIFIER IS THEO MORRISON TESTIFYING ON BILL 2, FOLLOWED BY JEFF UEOKA.\r\n\r\n>> GOOD AFTERNOON. SORRY. GOOD MORNING. COUNCIL MEMBERS. MY NAME IS THEO MORRISON, THE EXECUTIVE DIRECTOR OF THE FOUNDATION AND TO OPPOSE THE DEMOLITION OF THE SPRING HOUSE. LAHAINA RESTORATION WAS INVOLVED WITH THE OWNERS AND FEMA AND IN DISCUSSION ABOUT THE SPRING HOUSE SEVERAL MONTHS AGO, AND AT THOSE MEETINGS FEMA SAID THAT FEMA REPRESENTATIVES SAID THAT THE SPRING HOUSE BUILT IN 1823 WAS BUILT ON A CEMENT SLAB AND ALL CEMENT SLABS IN THE BURN ZONE ARE COMPROMISED. I DID RESEARCH WITH THE COUNTY HISTORIC ARCHITECT, AND HE TOLD ME THAT CEMENT SLABS WERE NOT USED IN LAHAINA UNTIL THE CONSTRUCTION OF THE PIONEER MILL OFFICE BUILDING IN 1910. THE OWNER BELIEVED FEMA OVER ME, AND SO AT THAT POINT, DECIDED TO GO AHEAD AND DEMOLISH THE BUILDING.\r\n\r\nLAHAINA RESTORATION FOUNDATION OWNS THE BALDWIN HOME AND THE MASTERS ROOM, THAT PIECE OF PROPERTY, A NEIGHBOR TO THE SPRING HOUSE. AND WE SHORED UP THAT BUILDING WITH THE IDEA OF RESTORING IT ALMOST A YEAR-AGO. FEMA HAS AGREED TO REIMBURSE US FOR THAT SHORING. AND I WAS CALLED TO A MEETING WITH FEMA ABOUT A MONTH AGO; AT THE SITE, AND AT THAT MEETING, FEMA TOLD ME THAT FEMA HAD DECIDED THAT THE BUILDING WAS UNSALVAGEABLE AND THAT THEY WOULD DEMOLISH IT AND DEMOLISH BOTH BUILDINGS, TAKE IT ALL AWAY FOR FREE. I SAID, NO. I SAID, NO. IT'S NOT HAPPENING.\r\n\r\nI'M GOING TO GET A SECOND OPINION. I BROUGHT OVER WJE, A NATIONALLY KNOWN SECURE STRUCTURAL ENGINEERING FIRM WITH OFFICES ON O'AHU. AND THEY CAME AND EXAMINED THE BUILDING AND THEY SAID NO, THIS DOES NOT HAVE TO BE DEMOLISHED. THERE MIGHT HAVE TO BE A TARGETED DEMOLITION OF THE PART OF THE UPPER SECOND-FLOOR, WHICH WE ALREADY SUSPECTED. BUT NO, THE BUILDING CAN BE RESTORED. I ASKED FEMA IF THEY COULD DO A TARGETED DEMOLITION AND THEY SAID NO, ALL-OR-NOTHING, WE CHOOSE NOTHING. SO WE PLANNED TO SAVE THE BUILDING, WE'RE NOW IN THE ALTERNATIVE DEBRIS REMOVAL PROGRAM WITH THE COUNTY OF MAUI.\r\n\r\nSO GOING BACK TO THE SPRING HOUSE, THE ANSWER TO BILL NO. 2 IS NO. NO IS THE COMPLETE SENTENCE. AND THAT IS ALL YOU NEED TO SAY. THANK YOU. >> THANK YOU. MEMBERS, QUESTIONS?\r\n\r\nMEMBER PALTIN AND VICE-CHAIR SUGIMURA. >> I WAS WONDERING IF MS. MORRISON COULD BE A RESOURCE WHEN THE ITEM COMES UP? THAT'S DIFFERENT THAN WHAT I HAD BEEN TOLD THAT THE OWNER WANTED IT DEMOLISHED AND WAS UNWILLING TO SELL, AND THIS BILL 2 IS TO SALVAGE THE DEMOLITION, THE POHAKU KONA -- THAT IS MY QUESTION, IF SHE COULD BE A RESOURCE AND IF SHE HAS THE TIME? >> CAN YOU BE A RESOURCE LATER? >> ARE YOU TALKING TODAY? >> YES, WHEN THE ITEM COMES UP MAYBE IN ANOTHER HOUR, HOUR-AND-A-HALF?\r\n\r\n>> I COULD DO THAT, BUT I MAYBE MISUNDERSTOOD WHAT I SAID. I UNDERSTAND THAT THEY WANT THE OWNER WANTS TO DEMOLISH THE BUILDING AND THEN SAVE THE STONES. >> I THINK IT'S CULTURAL PEOPLE IN OUR COMMUNITY THAT WOULD LIKE TO SAVE IT AND THE OWNER IS WILLING. THERE'S BEEN EFFORT, I UNDERSTAND TO GET THE OWNER TO TRY AND SELL IT SO THE COUNTY OR RECONSIDER, BUT MY UNDERSTANDING IS THE OWNER IS CALLING THE SHOTS. AND SO THE RECOURSE IS TO TRY AND SALVAGE WHAT IS BEING DEMOLISHED. THAT IS WHAT THE BILL IS ABOUT; THE BILL ISN'T TO DEMOLISH IT. IT'S TO TRY AND SALVAGE WHAT IS BEING DEMOLISHED BECAUSE THAT IS THE OWNER OF THE LANDS DESIRE IS TO DEMOLISH IT AND UNWILLINGNESS TO SELL.\r\n\r\n>> OKAY. YES. YOU ARE CORRECT. BUT WE JUST WANT TO GO ON RECORD AS BEING OPPOSED TO THE DEMOLITION. >> UNDERSTANDABLE. I'M OPPOSED TO IT AS WELL. >> THANK YOU.\r\n\r\nANY MORE QUESTIONS? OKAY, NO QUESTIONS FOR NOW. THEN WE'LL TALK TO YOU LATER, OKAY? >> OKAY. >> AS A RESOURCE. IF THERE'S NO OBJECTIONS, MEMBERS? OKAY.\r\n\r\nI THINK HER EXPERTISE IS SELF-EVIDENT. MAY WE HAVE THE NEXT TESTIFIER, PLEASE. >> NEXT TESTIFIER IS JEFF UEOKA, TESTIFYING OP RESOLUTIONS 25-15 AND 25-16, FOLLOWED BY JEN MATHER. >> THANK YOU, GOOD

MORNING, COUNCIL MEMBERS FOR THE PROJECT REQUESTING CERTAINLY EXEMPTIONS FROM THE CONDITIONS OF 3.35070 FOR BONG PROJECTS SIMILAR TO WITH A WE DID FOR ANOTHER PROJECT I THINK IN DECEMBER. THIS TIME I DID REACH OUT TO EVERYONE. TO MAKE THAT CLEAR. SO HOPING WE COULD PASS THIS ON THE FLOOR.\r\n\r\nTHESE ARE TWO 100% AFFORDABLE HOUSING PROJECTS FOR KILOHANA MAIKA'I, THE DEVELOPERS, WHILE THIS ISN'T QUITE LINED UP, REALIZING THE NEED FOR AFFORDABLE HOUSING, THEY STARTED SITEWORK. THEY ARE GOING -- THEY SHOULD BE DONE WITH THE SITE WORK IN A FEW MONTHS. THE FUNDS ARE FOR THE VERTICAL. THEIR LENDER WOULDN'T SIGN WITH THESE CURRENT CONDITIONS IN PLACE. SO WE'RE HOPING QUESTION MOVE FORWARD WITH THAT. FOR AIKANAHA, 212 UNITS, HOPING TO HAVE THIS COMPLETE BEFORE THEIR DEADLINE FOR THEIR LIHTC APPLICATION, WHICH IS FEBRUARY 13TH, PROBABLY RESUBMITTING ON FEBRUARY 10TH. WE DO REALIZE THAT 3.35070 PROBABLY NEEDS TO BE UPDATED.\r\n\r\nIT'S GROWN UP A LOT, YOU KNOW, CHAPTER 3.35, SINCE ITS INCEPTION. WE'RE HOPING THAT THAT DISCUSSION DOESN'T HAVE TO BE HAD ON THESE TWO ITEMS IT CAN JUST BE A BROADER DISCUSSION, AND WE WOULD HOPE THAT YOU GUYS WOULD BRING IN THE NECESSARY EXPERTS. AFFORDABLE HOUSING FUND IS TYPICALLY COUPLED WITH LIHTC FUNDING UNDER THE CHARGE OF HHFDC, THE STATE AGENCY THAT SHOULD PROBABLY BE AT THE TABLE AND PROBABLY TALKING TO SOMEONE WHO IS SMART ABOUT LIHTC FINANCING, BUT THOSE ARE JUST MY SUGGESTIONS. I HOPE WE CAN TAKE THIS UP TODAY, GET IT PASSED SO WE CAN MOVE FORWARD WITH THESE PROJECTS. THANK YOU VERY MUCH. >> WE HAVE QUESTIONS. MEMBER PALTIN AND VICE-CHAIR SUGIMURA.\r\n\r\n>> THANK YOU, CHAIR. SIMILAR TO MS. MORRISON, ARE YOU AVAILABLE TO BE A RESOURCE WHEN THE ITEM COMES UP? >> SURE. >> THANK YOU. IS THE URGENCY ON BOTH OF THEM? I THOUGHT YOU JUST REACHED ON THE AIKANAHA?\r\n\r\n>> I DID REACH OUT ON AIKANAHA. FOR KILOHANA MAKAI, I THINK YOU APPROVED SOME THINGS VERY RECENTLY AND I MADE AN ASSUMPTION WHICH I PROBABLY SHOULDN'T HAVE DONE. MY APOLOGIES ? >> FOR THE AIKANAHA ONE, YOU SAID IT'S SIMILAR TO THE WAIKAPU, IS IT SIMILAR OR WHAT IS THE DIFFERENCE? >> KILOHANA MAKAI AND VENTURE ONES ARE PRETTY MUCH IDENTICAL. AIKANAHA GETS A LITTLE DIFFERENT BECAUSE IT'S A LOAN FROM THE AFFORDABLE HOUSING FUND. SO THERE'S A COUPLE EXTRA THINGS THAT NEED TO BE EXEMPTED ALONG THE SAME VEIN OF ALL OF THESE THINGS REALLY LIMIT SECURING ADDITIONAL FINANCING FOR PROJECTS. AND THE CODE REQUIRES A 3% PER ANNUM LOAN AND WE'RE HOPING FOR LIHTC 60% AND BELOW THAT THE COUNTY COULD COME DOWN ON THE INTEREST RATE.\r\n\r\n>> SO THE DEVELOPMENT VENTURES IS THE SAME AS KILOHANA MAKAI? >> YES, I HAVEN'T READ THAT ONE IN A WHILE, BUT I WOULD SAY SAFELY, YES, THEY ARE SAME/SIMILAR. >> THANK YOU. >> VICE-CHAIR SUGIMURA. >> IN ADDITION TO THIS, AND THANK YOU FOR BRINGING THIS UP, BECAUSE WE DO WANT THE HOMES TO BE BUILT. SO WE NEED TO DO MORE WORK, YOU ARE SAYING, WITH THE COUNTY HOUSING DEPARTMENT, AND HHFDC STATE? >> I'M NOT TELLING YOU GUYS YOU SHOULD DO ANYTHING.\r\n\r\nTHAT IS JUST MY SUGGESTION. >> YES, OKAY. THANK YOU. >> ANY MORE QUESTIONS? IF NOT, WE'LL -- IF YOU CAN STAY, AND WE'LL CALL YOU WHEN THIS ITEM COMES UP AGAIN. THANK YOU. >> THANK YOU.\r\n\r\n>> NEXT TESTIFIER. >> THE NEXT TESTIFIER IS JENN MATHER TESTIFYING ON BILLS 2, 117 AND 127 TO BE FOLLOWED BY ERIC MOTO. >> ALOHA CHAIR LEE ON THIS DAY OF 137 YEARS' OF BELLIGERENT OCCUPATION BY THE UNITED STATES OF AMERICA OVER THE KINGDOM OF HAWAII. FIRST MY TESTIMONY IS URGING TO PROTECTION THE HISTORIC SPRING HOUSE AT LAHAINA, WHICH IS AND ONLY REMAINING FRAGMENTS OF HISTORICAL TENETS. ONCE KNOWN AS THE WAITING YARD FOR THE MISSION STATION IS ACTUALLY SITUATED OVER A SACRED POND -- IT'S A REMINDER TO THE CONNECTION OF WEALTH AND ABUNDANCE THAT ONCE SUSTAINED THE PEOPLE OF LAHAINA. SO HISTORICALLY AS REFERENCED IN THE AMERICAN BOARD OF COMMISSIONS FOR FOREIGN MISSIONS THE ABC F, THEY SERVED GENERATIONS OF KANAKA PROVIDING WATER FOR FAMILIES LONG BEFORE IT WAS ACTUALLY ENCLOSED IN 1823. SOME OF YOU MAY KNOW THAT I ACTUALLY WORKED FOR WAILUA CHURCH FOR TEN YEARS, WHICH IS THE DIRECT DESCENDANT OF THAT MISSION AND IT WAS SITUATED RIGHT BEHIND CAMPBELL PARK. IT'S ALL PART OF THE SAME COMPLEX AND THIS NATURAL RESOURCE WAS SUPER CENTRAL TO LIFE IN LAHAINA AND ADOPTED TO MORE COMMUNITY USES AND USES BY SHIPS ARRIVING AND ANCHOR IN THE -- IT'S THAT SHARING OF WEALTH THAT WE ALWAYS SEE AND THIS SPRING HOUSE STANDS AS A

TANGIBLE LINK TO THE HISTORIES, ECHOES THE COMPLEX RELATIONSHIPS, BETWEEN KANAKA, US, HAWAII AND OUR STEWARDSHIP OVER OUR RESOURCES AND MORE THAN 200 YEARS OF WILLFUL NEGLECT AND THE DEVASTATING FIRES, EVEN THE FRAGMENTS -- MAKING THE FEW HISTORICAL SITES INVALUABLE TO THE IDENTITY AND HEALING OF OUR COMMUNITY. SO IT'S THIS LANDMARK THAT PINPOINTS ACCESS TO THAT LIFE GIVING RESOURCE THAT ALL INDIGENOUS PEOPLE REVERE.

TO ALLOW IT TO A FULL DEMOLITION WOULD BE TO ERASE YET ANOTHER LAYER OF LAHAINA'S HISTORY AND KULEANA FOR THE WAI THAT CREATED THAT PROLIFIC PARADISE. BILL 2, 117 AND 127 ARE ALL LAHAINA. SO THIS DEMOLITION AND SUBSEQUENT LIFTING OF THE SPRING HOUSE, AND ITS FOUNDATION, WHICH I GUESS IS WHAT WE'RE TALKING ABOUT TODAY, IT WOULD UNCOVER THIS ANCESTRAL WATER SOURCE AND VITAL PART OF LAHAINA'S HISTORY AND ECOSYSTEM, AND THEN WHAT HAPPENS AFTER THAT? DO YOU RESEAL IT? HOW DO WE RESEAL SOMETHING THAT WE HAVE ALL BEEN FIGHTING BRING BACK TO LIFE; RIGHT? SO THIS SACRED PU'UWAI THAT NURTURED FAMILIES THAT STILL LIVE ON THE 'AINA. THIS IS MY 'AINA KUPUNA TOO.

THE WATERS ARE THE TESTAMENT TO THE ABUNDANCE AND STEWARDSHIP BEFORE MALFEASANCE OF PROGRESS. IT OFFERS US AN OPPORTUNITY TO HONOR LAHAINA'S HISTORIC DESIGNATION SINCE THE TIME OF MISSIONARIES, SHOULD THE SPRING HOUSE FALL, IF IT FALLS WE'RE TASKED WITH PROTECTING THE SITE EVEN FURTHER, BECAUSE WE'RE RECLAIMING THE NARRATIVE THAT CENTERS KANAKA HISTORY AND RESILIENCE THROUGH WAI AS THE COMMUNITY REBUILDING WE NEED TO HONOR THIS DEEP HISTORY THROUGH PRESERVATION, CULTURAL RESPECT AND PHYSICAL REMINDERS THAT CONNECT US TO THIS AINA. SO I KNOW YOU ARE TALKING ABOUT AN INTERGOVERNMENTAL AGREEMENT FOR DEMOLITION AND SAVING OUR POHAKU AND I'M ADVOCATING FOR PRESERVATION IN ANY FORM. YES, THE PHYSICAL STRUCTURE, THAT IS IT, BUT THE PUNAWAI. UNDERSTANDING WHY AND HOW KANAKA ADVOCATE HERE IN FRONT OF YOU ALL THE TIME; RIGHT? WHY DO WE DO THE THINGS THAT WE DO? WHY DO WE SAY THE THINGS THAT WE SAY?

WITHOUT THE HISTORY BEHIND THE SUPERFICIAL HEY I LIVE HERE AND KIND OF KNOW HOW THINGS GO ATTITUDE, PEOPLE ARE NEVER GOING TO TRULY BE ABLE TO UNDERSTAND OR HONOR THE PLACE THAT THEY CHOOSE TO CALL HOME, THAT WE ALL CHOOSE TO CALL HOME. SO THOSE 14 CLASSES THAT WILL BE MADE AVAILABLE TO MAUI COUNTY EMPLOYEES SHOULD BE MANDATORY. ESPECIALLY FOR CERTAIN LEVELS OF MANAGEMENT TO MAKE MORE INFORMED DECISIONS FOR OUR VITAL CULTURAL LANDSCAPE. MAHALO. >> THANK YOU. MEMBERS, QUESTIONS? IF NOT, THANK YOU.

>> CHAIR, THE NEXT TESTIFIER IS ERIC, TESTIFYING ON BILLS 188 AND RESOLUTION 25-18 TO BE FOLLOWED BY BRENAN WALLS. >> ALOHA COUNCIL CHAIR AND COUNCIL MEMBERS. I AM ERIC MOTO PRESIDENT OF THE MANTOKUJI BOARD AND THANK YOU FOR ALLOWING ME TO PRESENT TESTIMONY ON BEHALF OF MANTOKUJI IN SUPPORT OF BILL 188 AND RESOLUTION 25-18. IN MY PREVIOUS TESTIMONY, I SPOKE OF MANTOKUJI'S SIGNIFICANT CULTURAL AND HISTORICAL VALUE FOR THE PA'IA COMMUNITY. I WANT TO REMIND THE COUNCIL THAT PART OF MANTOKUJI'S HISTORY INCLUDING SAND MINING THAT TOOK PLACE WITHIN THE BAY, BACK IN THE 1930S. THAT MINING HAS CONTRIBUTED TO THE DETERIORATION OF THE BAY AND RAPIDLY INCREASING SHORELINE EROSION CURRENTLY TAKING EVENT AND BIG WAVE EVENTS HAVE DISPLACED AT LEAST 20 BAGS OFFER OUR RECENTLY REPAIRED SANDBAG STRUCTURE AND ERODED SECTION BEHIND OUR AXMINISTER'S GARAGE. THE PROXIMITY OF THIS HAZARD TO THE MANTOKUJI MISSION AND THE BAY SHORELINE HEIGHTENS THE URGENCY OF THE RESPONSE. AND WE HAVE BEEN THE PRIMARY STEWARD OF THE INTEGRITY OF THE BEACH COASTLINE. WE HAVE LONG WORKED DILIGENTLY WITH COUNTY, AND STATE, AND FEDERAL AGENCIES TO ADDRESS AND MITIGATE THE CHALLENGES OF SHORELINE EROSION, NOT JUST FOR THE TEMPLE MEMBERSHIP, BUT FOR OUR NEIGHBORS AND COMMUNITY VISITORS AS WELL.

THIS COUNCIL'S APPROVAL OF THE MANAGED RETREAT REVOLVING FUNDS IS A PRUDENT AND NECESSARY STEP TOWARDS HELPING MANTOKUJI TO REMEDIATE OR REMOVE ANY HAZARDS PRESENTED BY THE OLD FUEL TANK AND THEREBY SAFEGUARD OUR ENVIRONMENT AND PROTECT THE HEALTH AND SAFETY OF OUR COMMUNITY. IT IS ALSO AN IMPORTANT STEP TO FOR FUTURE EFFORTS TO FORTIFY THE BAY ECOSYSTEM. SO IN CONCLUSION, I HUMBLLY ASK ONCE AGAIN FOR YOUR SUPPORT OF BILL 188 AND RESOLUTION 25-18. BY DOING SO WE CAN PROACTIVELY PREVENT ANY POTENTIAL PROBLEMS AND PROTECT THIS CHERISHED COMMUNITY

LANDMARK. MAHALO FOR YOUR TIME AND CONSIDERATION. >> THANK YOU. MEMBERS, QUESTIONS? MEMBER PALTIN.\r\n\r\n>> THANK YOU, MR. MOTO. THANK YOU FOR YOUR TAKING IT SERIOUS, AND DILIGENCE ABOUT THE SHORELINE AREA I SPONSORED THE LEGISLATION THAT CREATED THE MANAGED RETREAT FUND AND IN LIGHT OF THE FIRE LAST YEAR, WE HAD SUSPENDED FUTURE ALLOCATIONS TO THE MANAGED RETREAT FUND FOR I THINK THREE YEARS. MY QUESTION IS DO YOU SUPPORT CONTINUATION OF THE MANAGED RETREAT FUND THIS BUDGET-YEAR? SEEING HOW IMPORTANT IT IS TO PROTECT OUR SHORELINE, AND THE ENVIRONMENT? >> YES, I DO. I DON'T KNOW IF THE DETAILS ABOUT THE MANAGED RETREAT REVOLVING FUND, BUT IF IT CAN HELP THE LAHAINA COMMUNITY, ALSO OTHER SHORELINE COMMUNITIES AS WELL, THEN YES >> AND THIS SITUATION WAS EXACTLY WHAT I WAS ENVISIONING WHEN CREATING IT.\r\n\r\nYOU KNOW, IF THAT TYPE OF HAZARD OCCURS, WHETHER IT'S A FUEL TANK OR A BUILDING FALLING INTO THE OCEAN, I DIDN'T WANT THE COUNTY TO BE LEFT HOLDING THE BAG, AND THE FALLOUT ECOLOGICALLY. SO THANK YOU SO MUCH FOR PURSUING THIS AVENUE TO PREVENT ECOLOGICAL NIGHTMARE FROM OCCURRING, AND PLEASE DO SPREAD THE WORD AMONGST YOUR CONGREGATION. >> YES. >> ABOUT THE IMPORTANCE OF PREPARING FOR MANAGED RETREAT AND SUPPORTING THE MANAGED RETREAT FUND. THANK YOU FOR YOUR WORDS OF SUPPORT. >> THE NEXT TESTIFIER IS TESTIFYING ON RESOLUTION 25-22, FOLLOWED BY KANEALI'I WILLIAMS. >> GOOD MORNING.\r\n\r\n>> GOOD MORNING. >> ALOHA CHAIR LEE AND MEMBERS OF THE MAUI COUNTY COUNCIL. MY NAME IS BRENNIA WALLS THE STAFF REPRESENTATIVE HERE ON MAUI FOR UP CP AND THANK YOU FOR THE OPPORTUNITY TO PROVIDE TESTIMONY IN SUPPORT OF RESOLUTION 25-22 AND SPEAK ON BEHALF OF OUR UH MEMBERS TO EXPRESS OUR DEEPEST GRATITUDE THROUGHOUT THE CONTRACT NEGOTIATIONS AND THE RECENT STRIKE. I HAD THE PLEASURE OF MEETING MANY OF YOU THROUGHOUT THE PROCESS WHETHER AT THE STRIKE LINE WAVING SIGNS, WORKING TOGETHER ON PREVIOUS RESOLUTIONS AT OUR BARGAINING INFORMATION MEETINGS AT THE OFFICE OR EVEN AT BARGAINING SESSION AND I CAN TELL YOU IT WAS A PRIVILEGE AND HONOR TO HAVE YOU JOIN US. YOUR RECOGNITION OF OUR EFFORTS AND YOUR CONTINUED ADVOCACY FOR OUR CORE BARGAINING ISSUES, WHICH WERE FAIR WAGES, SAFE STAFFING AND INCREASE RIGHTS AND PROTECTIONS HAS MEANT SO MUCH AND MADE ALL OF US GREATLY. THE PAST FEW MONTHS HAVE BEEN INCREDIBLY CHALLENGING FOR HEALTH CARE WORKERS ACROSS MAUI COUNTY. BUT DESPITE THE STRUGGLES WE STOOD TOGETHER UNITED IN OUR BELIEF THAT ALL WORKERS DESERVE TO BE TREATED WITH DIGNITY AND RESPECT.\r\n\r\nTHE HISTORIC VICTORIES WON IN THIS CONTRACT ARE NOT JUST VICTORIES FOR HEALTH CARE WORKERS IN MAKIE HEALTH CARE SYSTEM, BUT FOR EVERY RESIDENT IN MAUI COUNTY WHO RELIES ON US FOR CARE. THANKS FOR STANDING WITH US AND OUR ENDEAVORS FOR THE HANE AND WELL-BEING OF ENTIRE COMMUNITY. WE'RE ALL CONNECTED BY A SHARED COMMITMENT TO ENSURING THAT EVERY PERJURY WHETHER THEY ARE OUR NEIGHBORS, FRIENDS, FAMILY, OR VISITORS RECEIVE THE BEST POSSIBLE CARE. TOGETHER WE'RE CREATING A HEALTHIER STRONGER MAUI WHERE ALL WORKERS ARE VALUED AND ABLE TO PROVIDE THE U MOST CARE. THANK YOU AGAIN FOR YOUR STEADFAST SUPPORT AND JOINING WITH US AS WE ACHIEVE THIS HISTORIC CONTRACT. I WANT TO TAKE ONE MOMENT TO INTRODUCE WHO IS UP HERE WITH ME. SO I HAVE CHARME MORALES OUR PRESIDENT FROM CALIFORNIA MELISSA ROBINSON -- LISTING MEMBERS.\r\n\r\nTHANK YOU AGAIN FOR EVERYTHING THAT YOU DID TO HELP US GET TO WHERE WE ARE TODAY. >> THANK YOU. MEMBERS, ARE THERE ANY QUESTIONS? IF NOT, THANK YOU VERY MUCH, AND GOOD LUCK TO YOU. >> CHAIR, THE NEXT TESTIFIER IS KANEALI'I WILLIAMS, TESTIFYING ONLINE. PLEASE IDENTIFY WHICH ITEM YOU WILL BE SPEAKING ON, MR. WILLIAMS.\r\n\r\n>> ALOHA KAKOU, CAN YOU HEAR ME YES. >> ALOHA. I'M TESTIFYING ON BILL 2. REGARDING THE DEMOLITION. I WANT TO START BY SAYING THAT I'M A LINEAL DESCENDANT WITH TIES TO MAK'A'ALA. I WAS INVOLVED WITH THE CULTURAL REMINDING OF LAHAINA OF THE IMPORTANCE OF SACRED SITES RIGHT AFTER THE FIRES AND I WAS THE FIRST CULTURAL MONITOR HIRED UNDER MAUI, INC. FOR THE WILDFIRE CLEAN UP AND WAS ON FRONT LINE REGULATING PROPERTIES AND MORE AND MONITORING FOR PROTECTION. TODAY IS 132ND YEAR ANNIVERSARY OF THE ILLEGAL OCCUPATION OF THE KINGDOM OF HAWAII BY THE UNITED STATES GOVERNMENT, WHICH THIS COUNCIL IS PART OF, AND YOU KNOW, I WONDER WHY THIS BILL REGARDING DEMOLITION OF

THIS HISTORIC PROPERTY -- WHY THIS BILL IS COMING UP TODAY? WHEN SO MANY PEOPLE WOULDN'T BE ABLE TO BE PRESENT HERE BECAUSE THEY ARE PRE-OCCUPIED ON O'AHU WITH THE MARCHES FOR TODAY'S COMMEMORATION OR MEMORY. IT APPEARS THIS IS AN ATTEMPT TO SET PRECEDENT OF WHATEVER REMNANTS ARE LEFT THAT MANAGED TO SURVIVE THE WILDFIRES. BECAUSE THIS AN INTERGOVERNMENTAL AGREEMENT WITH SHPD, YOU KNOW, THE KEY WORD IN SHPD'S NAME IS "PRESERVATION." IT DOESN'T MAKE SENSE TO ME TO BE ABLE TO ENTER INTO AN AGREEMENT THAT WOULD NOT PRESERVE WHAT IS LEFT OF THE FIRES. SHPD HAS A FIDUCIARY DUTY TO PRESERVE HISTORICAL PROPERTIES IN LAHAINA AND THE SAME CASE WITH THE SPRING HOUSE. IT'S VERY SIMPLE. SO I'M OPPOSED TO THE DEMOLITION, AND ONCE AGAIN, THOSE THINGS NEED TO BE PRESERVED BECAUSE THAT IS WHY WE HAVE SHPD HERE. SO YEAH.

>> THANK YOU. MEMBERS, QUESTIONS? IF NOT, THANK YOU VERY MUCH. >> CHAIR, THE NEXT TESTIFIER IS SANDA KRAUS TESTIFYING ON RESOLUTIONS 25-15, 16, 18, BILLS 4, 6,7, 17, 127, 180 AND 188. AND MS. KRAUS, IF YOU COULD LET US KNOW WHEN YOU HAVE FINISHED TESTIMONY ON EACH RESO AND BILL TO RESET YOUR TIMER. >> ALOHA KAKAHIKA. (SPEAKING HAWAIIAN) I WOULD LIKE TO SHARE MY THOUGHTS ON FIRST RESOLUTION 25-14. AND UNFORTUNATELY I GOT A CALL THIS MORNING FROM AUNTIE PAULA, OH, MAN - APPARENTLY SHE THOUGHT THAT WAS CANCELED.

I WOULD LIKE TO STAND IN FAVOR OF VERNON KALANIKAU FILLING THAT POSITION. THE KALANIKAU 'OHANA HAS BEEN PART OF OUR COMMUNITY AS KANAKA MAOLIS. VERNON AND I HAVE GONE ON A COUPLE OF HIKES WITH HIM, KNOWS EVERY DITCH. HE KNOWS EVERY MOKU -- WE NEED SOMEONE ON OUR SOUTH MAUI ADVISORY COMMITTEE THAT IS KNOWLEDGEABLE ABOUT OUR KULEANA AND SOME OF THE ACCOMPLISHMENTS HE HAS HAD IS MAUI NUI, AHUPUA'A PROJECT, PROJECT COORDINATOR. SANCTUARY ADVISOR, COUNTY OF MAUI. MAUI LAHAINA ISLAND BURIAL COUNCIL VICE-CHAIR. CONSERVATION PLANNING COMMITTEE MEMBER, SAVE THE WETLANDS HUI, CO-FOUNDER. KA'A KANOLA NETWORK. MEMBER OF SOUTH MAUI C PAC AND DID VERY GOOD MOVING THAT FORWARD IN THE INTEREST OF THE LOCAL PEOPLE. CONTRIBUTED TO CULTURAL OVERLAY MAPS FOR THE ISLAND OF MAUI, CONTRIBUTOR TO WETLAND OVERLAY MAP FOR KUALAKAI AND CULTURAL CONSULTANT TO PRIVATE LANDOWNERS AND DEVELOPERS TO PRESERVE THE DIGNITY OF MAUI CULTURE, BOTH THE PEOPLE AND THE LAND. THE 'AINA AND THE IWI AND HUMBLY ASK FOR YOUR SUPPORT. THAT IS THE END OF THAT ONE. >> ANY QUESTIONS ON THAT SUBJECT? IF NOT, PLEASE PROCEED.

>> I WOULD LIKE TO GO ON TO RESOLUTION 25-15. KILOHANA MAKAI PROJECT AFFORDABLE HOUSING. I KNOW THAT ALL OF YOU ARE AWARE PERSONALLY AS OUR LEGISLATORS ON THE NEED FOR AFFORDABLE HOUSING ESPECIALLY WE NEEDED IT BEFORE THE DEVASTATION OF LAHAINA, BUT WE NEED IT EVEN MORE SO. WHETHER IT'S RENTALS, WHETHER THEY ARE HOUSING FOR-SALE, BUT THE ONE REQUEST I WOULD LIKE TO MAKE, COUNCIL MEMBERS AND MADAM CHAIR, IS THAT OUR LOCAL PEOPLE MEANING GENERATIONS WHO HAVE BEEN GENERATIONS ON MAUI GET FIRST DIBS. OFTEN TIMES AND I HAVE SEEN AS A REAL ESTATE BROKER OFTEN -- TOO OFTEN, INCLUDING THE SUBDIVISION I LIVE IN, INCLUDING THE SUBDIVISION MY SON LIVES IN IN WAILUKU. I'M IN KIHEI, WHERE MOST OF THOSE HOMES IN WAILUKU ARE NOW SECOND HOMES. IT'S SAD. AND IN OUR AREA, I HAVE SEEN TOO OFTEN MANY OF THEM TODAY HAVE BEEN SOLD FOR MILLIONS OF DOLLARS.

I DO BELIEVE IN ENTERPRISE. I DO BELIEVE IN THE RIGHT FOR SOMEONE TO MAKE MONEY ON THEIR ASSETS. BUT WHAT I DON'T AGREE WITH IS FOR US TO CONTINUE TO BUILD HOMES, USE THE HEADLINE FOR LOCAL PEOPLE, AND YET WE'RE NOT -- I'M WELL-AWARE OF THE LAW ON THE FEDERAL-LEVEL. WHENEVER THERE'S GRANTS OR FEDERAL MONEY, WE CANNOT SAY YOU GOT TO LIVE HERE AND YOU GOT TO BUY IF YOU ARE FROM HERE OR THERE. BUT I BELIEVE IF HAWAIIAN HOMELANDS CAN DO IT WITH A LITTLE BIT OF MANA'O, AND WORKING TOGETHER WITH YOUR STATE LEGISLATORS, WE CAN CREATE THE SAME GUIDELINES, AND PROTECTIONS FOR OUR LOCAL PEOPLE. I'M DONE WITH THAT ONE. >> QUESTIONS, MEMBERS?

IF NOT, THANK YOU. >> I WOULD LIKE TO GO ON TO 25-16. AND NOT TO REPEAT WHAT I JUST SAID, BUT THE SAME THING ON THE AFFORDABLE HOMES. SO I WOULD DITTO MY TESTIMONY AS PREVIOUS, REGARDING THE HOUSING. REGARDING RESO 25-18, I HAD THE PRIVILEGE OF HAVING MEETINGS THERE WHEN I WAS ON THE ASSOCIATION FOR OUR SCHOOL, WHICH I WAS ON THE COMMITTEE FOR MANY OTHERS TO BE THERE AND GOLFING RIGHT NEXT DOOR. BUT I HUMBLY ASK YOU, DO ALL THAT YOU CAN TO PRESERVE THAT. BECAUSE I

BELIEVE IT WAS IN 1804 OR 1904 THAT WAS ESTABLISHED. IF YOU GO BACK AND LISTEN TO HISTORY OF THAT ESTABLISHMENT, YOU WILL FIND THAT THE HISTORY GOES BACK SO FAR, AND THAT IT INVOLVED MANY OF THE LOCAL PEOPLE BACK THERE, AND BRINGING INTO RECOGNIZING, AND TAKING CARE OF OUR JAPANESE IMMIGRANTS BACK WHEN THEY MIGRATED FOR OUR PLANTATIONS AND THE LIKE. I KNOW YOU HAVE SOMEONE THAT YOU ARE GOING TO USE TO BE A RESOURCE PERSON. SO I WILL STOP THERE, AND LET THEM CONTINUE. BUT I HUMBLY ASK, LISTEN TO THEM, BECAUSE IT DOES NOT ONLY BENEFIT THE GENERATIONS NOW, BUT OVER 150 YEARS AS WELL. THANK YOU. I'M DONE. THANK YOU, MADAM CHAIR. >> ANY QUESTIONS, MEMBERS? IF NOT, PROCEED. >> MAHALO. I WOULD LIKE TO TESTIFY ON BILL 2, IF I MAY, REGARDING THE DEMOLITION OF SPRING HOUSE LAHAINA. BACK IN THE 1700S, MY PORTUGUESE ANCESTORS MIGRATED TO MAUI, MY GREAT-GREAT-GRANDFATHER AS A BOOKKEEPER FOR THE KING, AND THAT WAS WHERE HE WAS -- HE BUILT A HOUSE, CAME IN ON A SHIP, BUILT A HOUSE, WHICH HAS SINCE BEEN BURN DOWN SINCE THE FIRE. NOBODY WAS INJURED BECAUSE NOBODY WAS THERE BUT THERE IS VERY FEW PLACES IN MY HUMBLE LIFE OF 73 YEARS HERE ON THE ISLAND OF MAUI AND MY ANCESTORS, WHERE MUCH OF WHAT BELONGED TO THE COMMUNITY, AND TO KANAKA MAOLI HAS BEEN DESECRATED, OR DESTROYED COMPLETELY. AGAIN, I BELIEVE YOU HAVE SOMEONE ALLOCATED AS A RESOURCE PERSON. SO I AM GOING TO LEAVE IT TO THEM, BECAUSE THEIR MANA'O IS FAR GREATER THAN MINE. I WOULD HUMBLY ASK, TAKE WHATEVER THEY SAY, MY FRIENDS, UNDER ADVISORY, BECAUSE THEY KNOW. THEIR KULEANA AND ANCESTORS GO BACK FAR LONGER THAN I -- BEFORE I WAS BORN. I'M DONE WITH THAT ONE. MAHALO. MAHALO, CHAIR. >> QUESTIONS? IF NOT, THANK YOU. >> THANK YOU, MADAM CHAIR. I WOULD LIKE TO GO ON TO BILL 4. REGARDING THE DEPARTMENT OF POLICE STATE AND FEDERAL ASSETS FORFEITURE PROGRAM. I WOULD LIKE TO HUMBLY ASK THAT ANY WAY THIS COUNCIL CAN SUPPORT THE CHIEF OF POLICE, ALONG WITH HIS STAFF, AND BEING IN KIHEI, I CAN TELL YOU RESOURCES ARE VERY LIMITED BECAUSE WE HAVE GOT FOUR OFFICERS THAT ARE TASKED WITH HANDLING KIHEI, MAKENA AND MALAWI AND WITH FOUR OFFICERS AND FOUR ACCIDENTS WE'RE IN NEED. AND FOR THEIR PROPERTIES, IS THERE ANYTHING WE CAN DO? THIS SEEMS LIKE A LITTLE THING, BUT WHATEVER YOU CAN DO TO SUPPORT THEM. I HUMBLY ASK YOU TO DO SO FOR THE PROTECTION AND SAFETY OF THE KIHEI COMMUNITY, AND ALL OF MAUI NUI. I'M DONE WITH THAT ONE. I'M SORRY. >> QUESTIONS? IF NOT, THANK YOU. >> I WOULD LIKE TO GO ON TO BILL 6. A BILL AMENDING FISCAL YEAR BUDGET WITH DEPARTMENT OF HOUSING FOR THEIR POSITIONS. I KNOW ALL OF YOU, SOME OF YOU WORKED FOR THE COUNTY BEFORE, AND SO YOU ARE WELL-AWARE THAT WITHOUT THE RESOURCES, WITHOUT THE STAFF, IN THE OFFICE TO CARRY OUT THE DUTIES FOR THE PUBLIC, THERE IS MUCH THAT THE PUBLIC MISS OUT ON. BECAUSE THAT IS THE FIRST STOP FOR PERMITS. THAT IS THE FIRST STOP FOR FINANCING. THAT IS THE FIRST STOP FOR GRANTS, WHERE THEY GO, AND SO ANYTHING YOU GUYS CAN DO TO FACILITATE POSITIONS FOR THE COUNTY OF MAUI STAFF, I HUMBLY ASK YOU SUPPORT THEM. AND NOT FOR THEM PERSONALLY BUT BECAUSE THEY SUPPORT THE NEEDS OF ALL YOUR CONSTITUENTS. THANK YOU. I'M DONE WITH THAT ONE. >> QUESTIONS, MEMBERS? IF NOT, THANK YOU. >> THANK YOU, MADAM CHAIR. I WOULD LIKE TO GO ON TO BILL 7. I WAS EDIFIED AND ABSOLUTELY FAILED TO SEE THIS REGARDING THE MAUI COUNTY FAIR. ANYTHING YOU CAN DO -- I MEAN THAT BRING FOND MEMORIES TO MY GENERATION, MY CHILDREN AND I WOULD LIKE MY GRANDCHILDREN TO REALIZE. I SEE COUNCIL MEMBER COOK BOUNCING HIS HEAD. HE IS READY FOR THE FERRIS WHEEL WAS WELL. I DOUBT WITH THIS GROUP MUCH NEEDS TO BE SAID, BUT I HUMBLY ASK YOU ANYTHING THAT YOU GUYS CAN DO FOR THE BENEFIT OF THE FAMILIES. IT'S AN ACTIVITY WHERE FAMILIES CAN GATHER. SO I HUMBLY ASK YOU TO SUPPORT THAT. THANK YOU, MADAM CHAIR. >> THANK YOU. QUESTIONS? IF NOT, PROCEED. >> BILL NO. 117. STUDY WORKSHOPS FOR EMPLOYEES OF THE COUNTY OF MAUI. I THINK 'OLELO HAWAI'I INTO OUR LEGISLATIVE AND ADMINISTRATIVE BRANCHES ARE IMPORTANT VITALLY IMPORTANT. OUR CHILDREN KANAKA MAOLI CHILDREN, HAU'OLI WITH CHILDREN, WHITE CHILDREN, ALL KINDS OF CHILDREN -- I HAD THE PRIVILEGE OF SUBSTITUTING LAHAINALUNA, AS WELL AS PA'IA AND THE CHILDREN OF MAUI COUNTY AND THE STATE OF HAWAI'I ARE LEARNING THEIR NATIVE LANGUAGE. AND WE ALL KNOW THAT WE GET TAKEN OVER THE FIRST THING THEY TAKE FROM US IS THE LANGUAGE. NO

MATTER WHAT PART OF THE WORLD YOU ARE IN, NO MATTER WHAT THE DOMINATING RULER IS, BUT THESE CHILDREN THE GENERATION OF MY CHILDREN, 40-50 YEARS OLD HAS TAKEN THE TASK OF DOING EVERYTHING THEY CAN TO LEARN 'OLELO HAWAII. SO ANYTHING THIS COUNCIL CAN DO TO EDUCATE THAT EMPOWERS NOT ONLY YOU, BUT YOUR CONSTITUENTS, AND NOT ON KANAKA MAOLI, BUT ALL OF US. EVEN THE PORTUGUESE. THANK YOU, MADAM CHAIR. >> THANK YOU, QUESTIONS? IF NOT, PROCEED.\r\n\r\n>> ON BILL 127. I WILL SIMPLY SAY ATTACH MY PREVIOUS TESTIMONY REGARDING 'OLELO HAWAII AND KNOWING THAT IF YOU DO HAVE IT BOTH THE AGENDAS, OR WHATEVER TRANSMITTALS, IN BOTH 'OLELO HALE AND KANAKA HAWAIIAN, IT WOULD BE EMPOWERING TO OUR GENERATIONS WHO HAVE BEEN HERE FOR HUNDREDS OF YEARS, AND HOW PROUD THEY WOULD BE TO STAND HERE, AND RECITE TO YOU WITH THEIR HEART, WITH THEIR NATIVE LANGUAGE. SO I HUMBLLY ASK YOU GIVE THAT CONSIDERATION. THANK YOU. THANK YOU, MADAM CHAIR. >> HOW MANY MORE DO YOU HAVE? >> I HAVE AS MUCH THAT IS CONSTITUTED IN MY -- ALLOWED IN MY TESTIMONY. I DON'T HAVE VERY MUCH MORE AND I THINK I'M KEEPING IT VERY BRIEF, MADAM CHAIR.\r\n\r\n>> IT'S JUST THAT OTHER PEOPLE WANT TO TESTIFY, TOO. >> I UNDERSTAND, AND MADAM CHAIR, THAT IS EXACTLY WHY I'M KEEPING IT WAY UNDER THREE MINUTES EACH. >> THANK YOU. >> I HOPE YOU APPRECIATE THAT, MADAM CHAIR. THANK YOU. OKAY. I WOULD LIKE TO GO ON TO BILL 180, THE CATCHMENT SYSTEM.\r\n\r\nMY FATHER'S FAMILY, THE AMARALS AND SO MANY MORE OF THEM, THEY LIVE OFF OF CATCHMENT SYSTEMS. AND THEY HAVE BEEN SINCE THE 1700S, AMARALS, AS WELL AS MY FAMILIES CASTROS ON MAUI, AND THAT WORKS VERY NICE FOR THEM. I KNOW THERE'S A LOT OF MANEUVERING A LOT OF LEARNING, BUT THAT IS SOMETHING THAT CAN ALLEVIATE THIS CONSTANT NEED FOR WATER. POTABLE WATER. OTHER WATERS THAT CAN BE USED TO IRRIGATE, AND I THANK THE HOTELS IN WAILEA THAT HAS DONE THAT, AND WE ALL KNOW THE URGENCY OF WATER SHORTAGES. THANK YOU. THAT'S IT.\r\n\r\n>> OKAY. QUESTIONS? NO QUESTIONS. VICE-CHAIR SUGIMURA. >> I JUST WANT TO GO BACK TO BILL 2 FOR CLARIFICATION, WITH YOUR HISTORICAL FAMILY AND THE STORY YOU GAVE. ARE YOU OPPOSED TO BILL 2 OR SUPPORT IT? BILL 2 IS THE ONE ABOUT THE SPRING HOUSE AND LIBRARY.\r\n\r\n>> OH, MY -- I AM -- I WOULD SAY I'M OPPOSED, BUT AGAIN, AS I STIPULATED EARLIER IN MY TESTIMONY, YUKI, COUNCIL MEMBER SUGIMURA, IS LISTEN TO THE RESOURCE PERSON THAT YOU HAVE APPOINTED. SHE, FROM THE LAHAINA RESTORATION HAS MUCH MANA'O AND DEALS WITH THE PUBLIC OUT THERE FOR GENERATIONS ON END. YES, DOES THAT ANSWER YOUR QUESTION? >> YES. THANK YOU. >> THANK YOU. >> AND MADAM CHAIR, THANK YOU FOR BEING OUR CHAIR.\r\n\r\nI'M DONE. >> OKAY. ANYBODY ELSE WITH QUESTIONS? IF NOT, THANK YOU VERY MUCH. >> THANK YOU MADAM CHAIR. THANK YOU, COUNCIL MEMBERS. >> CHAIR, THE NEXT TESTIFIER IS AUTUMN NESS, FOLLOWED BY EDWARD CORDELIA.\r\n\r\n>> ALOHA, COUNCIL. MY NAME IS AUTUMN NESS TO TESTIFY ON 25-20 AND I'M THE EXECUTIVE DIRECTOR OF THE LAND TRUST AND TO MAHALO THIS BODY FOR YOUR SUPPORT OF THE LAHAINA COMMUNITY LAND TRUST AND LONG-TERM PROTECTION OF 'AINA AND HOUSING FOR THE LANAI COMMUNITY FROM ALMOST DAY ONE. AS YOU KNOW WE'RE FOLLOWING A NATIONAL COMMUNITY LAND TRUST MODEL THAT HAS BEEN PROVEN IN SO MANY EITHER POST DISASTER COMMUNITIES OR COMMUNITIES THAT HAVE BEEN AT-RISK OF GENTRIFICATION AND DISPLACEMENT. WE'RE GUIDED BY TRUSTED EXPERTS FROM ACROSS THE CONTINENT, LED BY MY TRUSTED LAHAINA LEADERS MOST OF THEM WITH GENERATION TIES TO THIS PLACE AND ROOTED IN VALUES OF THIS PLACE, BOTH KANAKA VALUES AND ONES THAT RECOGNIZE THE RICH TAPESTRY OF POST PLANTATION LAHAINA. WE HAVE MADE SOME HUGE STRIDES, AND WE'RE JUST GETTING STARTED. JUST TO GIVE YOU SOME CONTEXT, WE BLESSED THE FIRST PROPERTY THAT CAME INTO TRUST ON MONDAY, WITH OF YOU FOLKS IN THIS ROOM, IN THAT CIRCLE, AND WE WATCHED THE MOON RISE OVER THE WEST MAUI MOUNTAINS AND I CAN'T -- THE COLLECTIVE FEELING OF HOPE IS HARD TO PUT INTO WORDS TO DO IT JUSTICE AND I COULD HEAR THE LAUGHTER OF THE KIDS WHO WILL BE LIVING AND PLAYING IN THAT PROPERTY AS WE PRAYED THERE. SO THANK YOU.\r\n\r\nON THAT PROPERTY SPECIFICALLY WE'RE CURRENTLY IN DESIGN PHASES AND WORKING WITH THE MAUI CONSTRUCTION INDUSTRY COALITION, THE LONG-TERM RECOVERY GROUP TO TALK ABOUT WHAT SUSTAINABLE AFFORDABLE SCALABLE CONSTRUCTION WILL LOOK LIKE. AND I'M HAPPY TO ANSWER ANY OF THOSE QUESTIONS, BUT I'M HERE TO TESTIFY IN

SUPPORT OF RESOLUTION 25-20. AMENDING THE RESOLUTION THAT YOU FOLKS ALREADY PASSED TO CONVEY THE PROPERTY AT 266 DICKENSON TO THE LAHAINA COMMUNITY LAND TRUST, SO WE CAN ADD IT TO THE FOREVER AFFORDABLE HOUSING INVENTORY AND GET CONSTRUCTION STARTED ON IT ASAP. OUR CURRENT LANDSCAPE IS THAT WE HAVE SECURED TWO PARCELS TO-DATE. WE'RE UNDER CONTRACT FOR AN ADDITIONAL TWO MORE. DICKENSON WOULD BE NO. 5. AND WE HAVE A LIST OF FOLKS THAT WE'RE WORKING WITH IN HOPES THAT THEY DON'T HAVE TO SELL THEIR PROPERTY. SO THAT THEY CAN REBUILD AND STAY AND THE LAND UNDER THEIR HOMES WILL STILL BE PROTECTED AND A FEW MORE THAT WE'RE WORKING ON MAKING OFFERS ON.

WE'RE IN FINAL STAGES OF CONTRACT WITH THE HOUSING DEPARTMENT TO BE ABLE TO ACCESS THE AFFORDABLE HOUSING FUNDS IN THE CURRENT YEAR'S BUDGET, WHICH WILL -- THOSE FUNDS ALONE WILL ALLOW US TO SECURE ANOTHER THREE PARCELS. AND WE HAVE ESTABLISHED AN INTERNAL CONSTRUCTION FUND THAT WILL ALLOW US TO PROCEED WITH CONSTRUCTION WITHOUT HAVING TO GO SEEK OUTSIDE FINANCING. THAT IS GOING TO SAVE US TIME, AND INTEREST THE COST OF THE CAPITAL IS NO SMALL THING. SO WE'RE FINANCIALLY READY TO START CONSTRUCTION ON PARCELS THAT WE HAVE IN OUR PORTFOLIO. ANY QUESTIONS YOU HAVE, I'M HERE TO ANSWER THEM. >> QUESTIONS, MEMBERS? MEMBER PALTIN.

I JUST WANTED TO CLARIFY, THIS WAS REQUIRED BY THE HOUSING DEPARTMENT. SHE IS NODDING HER HEAD YES. >> OH, ARE YOU ASKING ME? I'M SORRY. >> IT WAS INITIATED BY THE HOUSING DEPARTMENT AND THE MAYOR'S ADMINISTRATION. >> YES, THANK YOU FOR THAT CLARIFICATION. >> THANK YOU.

ANY MORE COMMENTS OR QUESTIONS? IF NOT, THANK YOU VERY MUCH. AND GOOD LUCK TO YOU, MS. NESS. >> CHAIR, THE NEXT TESTIFIER AND CURRENTLY LAST PERSON SIGNED UP IS EDWARD CORDELIA, TESTIFYING ON RESOLUTION 15, 16 AND 20. >> GOOD MORNING. MY NAME IS EDWARD CORDELIA, HERE TESTIFYING AS MYSELF, AS A RESIDENT OF MAUI. 35 YEARS NOW.

OPPOSITION TO RESOLUTION 25-20. THE RESOLUTION HIGHLIGHTS TROUBLING DECISION BY THE MAUI COUNTY COUNCIL TO BYPASS STANDARD PROCEDURES FOR DISPOSAL OF PUBLIC PROPERTY BY WAIVING REQUIREMENTS FOR PUBLIC AUCTION, AN APPRAISAL OUTLINED IN THE MAUI COUNTY CODE, THE COUNCIL HAS ELIMINATED CRITICAL SAFEGUARD TO THE BEST POSSIBLE RETURN ON PUBLIC ASSETS THIS MOVE UNDERMINES THE PRINCIPLES ACCOUNTABILITIES AND RAISES SERVICE QUESTIONS ABOUT THE MOTIVATIONS BEHIND SUCH ACTIONS. AUCTIONS ARE FUNDAMENTAL COMPONENTS OF RESPONSIBLE GOVERNANCE AND PROVIDE AN OPEN AND COMPETITIVE PROCESS AND ENSURES EQUAL ACCESS AND PREVENTS FAVORITISM AND WHILE THE APPRAISALS DERRILL THE TRUE MARKET VALUING AND PROTECTING TAXPAYERS AND REMOVES ESSENTIAL CHECKS AND BALANCES AND OPENS TO BACKROOM DEALS AND FAVORITISM WITHOUT PUBLIC INPUT OR SCRUTINY. THE DISPOSITION OF PROPERTIES ARE BEING DRIVEN BY SPECIAL INTERESTS RATHER THAN BROADER COMMUNITY NEEDS WHILE EXTRAORDINARY EVENTS LIKE THE FIRES OF AUGUST 2023 HAVE CREATED PRESSING CHALLENGES, THEY DO NOT JUSTIFY CIRCUMVENTING PROCEDURAL SAFEGUARDS AND UNRELATED TAX AND PROPERTY TRANSACTIONS. THAT IS IT FOR THAT. >> QUESTIONS, MEMBERS? MEMBER PALTIN. >> ARE YOU AWARE THIS PROPERTY WAS PURCHASED WITH AFFORDABLE HOUSING FUNDS?

TAX-FREE DOLLARS, I'M AWARE. I KNOW HOW IT WAS ACQUIRED. >> IT'S NOT ABLE TO BE AUCTIONED UP FOR THE HIGHEST AND BEST VALUE TO ANYONE. >> WHY IS THAT ONE GROUP GETS THE BENEFIT OF THE LOT? WHY IS THAT GROUP? THAT TAKES -- >> ARE AWARE IT WAS PREVIOUSLY OFFERED TO HALE O MAUI AND THEY TURNED IT DOWN? >> NO, I'M NOT AWARE OF.

LOOK, I'M HERE TO TESTIFY; RIGHT? I DON'T KNOW . -- >> I'M ASKING YOU A QUESTION. >> THE ANSWER TO YOUR QUESTION IS NO. >> ARE YOU AWARE THIS IS A PUBLIC PROCESS HERE? >> THIS IS A PUBLIC PROCESS? SO NOBODY ELSE IS INVOLVED IN IT. SO YOU JUST DETERMINE BECAUSE I HAVE BEEN FOLLOWING IT FOR A LITTLE WHILE AND SEEMS THAT YOU DECIDE TO GIVE THIS LOT THOUGH THIS GROUP FORMED AFTER THE FIRES.

THERE'S A LOT OF OTHER GROUPS ON-ISLAND THAT DO THIS. >> I JUST INFORMED YOU -- >> I'M SORRY, ARE YOU OFFENDED BY MY TESTIMONY? >> I'M TRYING TO CLARIFY. -- IF YOU DON'T KNOW THE INFORMATION. >> WHAT DO YOU WANT FROM ME? WHAT WOULD YOU LIKE ME TO SAY? >> I JUST ASKED YOU THE QUESTION AND YOU ANSWERED IT AND I ASKED YOU ANOTHER ONE -- >> I DON'T KNOW THE HISTORY OF YOUR LOT.

THANK YOU, JUST ANSWER YES OR NO. >> THE ANSWER WOULD BE NO TO THE SECOND PART OF HER

QUESTION. CAN I GO ON? >> LET'S SEE IF ANYBODY ELSE HAS QUESTIONS. >> I DON'T THINK IT WOULD BE PRODUCTIVE. >> OKAY. WE HAVE MEMBER RAWLINS-FERNANDEZ ONLINE HAS A QUESTION FOR YOU.\r\n\r\n>> MAHALO CHAIR. YOU CAN LOOK FORWARD. IT'S OKAY. YOU CAN LOOK FORWARD. IT LOOKS BETTER WHEN YOU LOOK FORWARD FOR THE TV ANYWAY. ALOHA, MR. CORDELIA AND MAHALO FOR YOUR TESTIMONY.\r\n\r\nTO, I GUESS TO BETTER UNDERSTAND THE GROUPS THAT YOU ARE TALKING -- REFERENCING IN YOUR TESTIMONY TO CLARIFY, WERE THEY AFFORDABLE HOUSING -- LONG-TERM AFFORDABLE HOUSING THAT WERE INTERESTED IN THAT WHAT YOU SAYING? >> NO, MY QUESTION IS ARE WE FOLLOWING THE RIGHT PROCEDURES AND WE ARE, THAT IS GREAT. AND IF NOT, FOLLOW THE PROCEDURES. THAT IS REALLY WHAT IT'S ABOUT AS FAR AS I'M CONCERNED ABOUT RIGHT NOW. >> MAHALO FOR THAT CLARIFICATION. MAHALO, CHAIR. >> ANY OTHER QUESTIONS?\r\n\r\nTHANK YOU VERY MUCH. YOU HAVE ANOTHER ITEM? GO AHEAD. >> I HAVE TWO OTHER ITEMS. RESOLUTION 25-15 AND 16 FOR DECADES DEVELOPERS ON MAUI HAVE SOUGHT TO MAKE CHANGES TO APPROVE PROJECTS AFTER SECURING APPROVALS ALLOCATING FUNDING AND DOING LITTLE TO NOTHING ON THE GROUND. THE AFTER THE FACT MODIFICATIONS UNACCEPTABLE UNLESS SPECIFIC CONDITIONS ARE MET. GROUND SHOULD BE BROKEN, INFRASTRUCTURE IMPROVEMENTS SHOULD BE UNDERWAY AND IF YOU MAKE PAYMENTS TO THE DEVELOPER, THESE ARE REASONABLE EXPECTATIONS FOR HOLDING DEVELOPERS ACCOUNTABLE.\r\n\r\nYOU NEED ANSWERS BEFORE ENTERTAINING ANY MODIFICATIONS. WHAT ARE THE PROJECTED PRICES FOR HOMES CLASSIFIED AS AFFORDABLE HOUSING -- NOT RENTAL. WHAT IS THE FIRST HOPE AVAILABLE IN WHO ARE THE LOCAL SUBCONTRACTS AND ARE THEY UNIONIZED? THESE DETAILS MATTER AND SO DO IS ENFORCING ORIGINAL CONDITIONS OF APPROVAL. WHEN THE COUNTY SETS CLEAR REQUIREMENTS FOR BREAKING GROUB AND PUTTING INFRASTRUCTURE IN PLACE OR SURVEYING LOTS THOSE REQUIREMENTS SHOULD BE UPHOLD. ANYTHING LESS ERODES PUBLIC TRUST IN THE PROJECT AND CONTRIBUTES TO THE WORSENING OF THE HOUSING CRISIS. THEY AGREED TO THE TERMS AND THEY SHOULD STOLE THROUGH.\r\n\r\nTHE COUNTY HAS TO STOP ENABLING THE PATTERN OF WASTED TIME AND MONEY AND HOLD DEVELOPERS TO THEIR COMMITMENTS OF IT'S TIME TO ENFORCE APPROVALS AND PRIORITIZE ACCOUNTABILITY AND FOCUS ON THE HOUSING CRISIS. >> ANY OTHER QUESTIONS? IF NOT, THANK YOU VERY MUCH. MS. CLERK. >> CHAIR, THE CURRENT LAST TESTIFIER IS ERIN WADE, TESTIFYING ON BILL 2. >> GOOD MORNING . >> GOOD MORNING. >> THANK YOU, COMPARE.\r\n\r\nTHANK YOU, MEMBERS OF I JUST WANTED TO STOP DOWN AND SHARE A LITTLE BIT OF INFORMATION ABOUT BILL 2. AND MY INVOLVEMENT WITH THE DEBRIS REMOVAL PROCESS. SO YOU HAVE JUST A LITTLE ADDITIONAL BACKGROUND ON. FOR ALL OF THE HISTORIC PROPERTIES THAT REQUIRE DEBRIS REMOVAL, CONSULTATION TOOK PLACE WITH THE -- WITH FEMA FOR THE SECTION 106 PROCESS TO DETERMINE WHAT WOULD OR COULD BE ALLOWABLE IN TERMS OF DEBRIS REMOVAL AND CONSULTATIONS TOOK PLACE WITH THE COMMUNITY PER THE PRESCRIBED PROCESS. FOR THIS PARTICULAR PROPERTY WE DID WORK WITH THE PROPERTY OWNER, AND OFFER SEVERAL OPTIONS, BECAUSE IT FELT LIKE THIS COULD BE ONE OF THE MOST POTENTIALLY SALVAGEABLE PROJECTS. INITIALLY WE OFFERED ACQUISITION, IF THAT WAS OF INTEREST VOLUNTARILY? THAT WASN'T AN INTEREST. AND SO WE PROCEEDED TO FIND OUT WHAT COULD BE WORKABLE?\r\n\r\nWE DISCUSSED CASUALLY SOME AGREEMENTS AGREEMENT OPPORTUNITIES WORKING WITH NONPROFITS TO SEE IF THEY COULD PRESERVE AND AN OWNER COULD DEVELOP. THERE WAS SO MANY UNKNOWNNS STILL AT THE TIME TO KNOW HOW STRUCTURALLY SOUND THE BUILDING ACTUALLY WAS? TO WHAT EXTENT THE DAMAGE HAD CAUSED? AND SO WORKING THROUGH THE PROCESS, THE OWNER ELECTED TO DEMOLISH WITH THE INTENT TO RESTORE THE -- OR PRESERVE THE STONE TO SAVE FOR EITHER FULL OR PARTIAL RECONSTRUCTION AT A LATER DATE. THAT IS THE PROCESS FOR PRIVATE PROPERTY OWNERS. THEY DO HAVE THE ABILITY TO ELECT WHEN IT'S OWNED PRIVATELY AND STATE AND COUNTY AND FEDS FOLLOW THAT PROCESS. SO SINCE THAT WAS THEIR ELECTION, WHAT WE WANTED TO DO IN ORDER TO ENSURE THE STONE COULD BE MADE SAFE, AND BROUGHT BACK, AND THE RESTORATION TO THE GREATEST EXCEPT POSSIBLE COULD BE FACILITATED, WE OFFERED AS THE COUNTY TO STORE THE STONE FOR THE PROPERTY OWNER ON BEHALF OF THEM IN ORDER TO ENSURE IT WOULD BE SAFE, AND IT COULD COME BACK AT A FUTURE DATE.\r\n\r\nTHAT IS BASICALLY THE GENERALLY WHAT THE MOU STATES, AND WAS OUR

BEST OPTION AT THE TIME, GIVEN THE CIRCUMSTANCES. >> QUESTIONS? MEMBER COOK. >> THANK YOU FOR YOUR TESTIMONY AND CLARIFICATION. IS THE INTENT IN THE AGREEMENT WITH THE OWNER TO REBUILD WITH THE STONES? DID YOU GET THE IMPRESSION THAT THE OWNER IS INTENDING TO REBUILD THE STRUCTURE HISTORICALLY AND MAINTAIN THE USE. >>

CHAIR.\r\n\r\n>> YES >> THANK YOU FOR THE QUESTION, I SPOKE WITH THE OWNER SEVERAL TIMES AND AGAIN THIS MORNING. THEY HAVE NOT YET RETAINED AN ARCHITECT AND WAITING TO SEE WHAT THE TIMEFRAME IS. THE INTEREST EXPRESSED IS TO PARTIALLY REBUILD AS PART OF THE RECONSTRUCTION AND DON'T HAVE A CLEAR PLAN WHAT WILL BE REBUILT ON THE REMAINDER OF THE PROPERTY. THEY NO LONGER HAVE A LEASE TENANT FOR THE PARCEL. >> MEMBER PALTIN, PLEASE. >> THANK YOU, CHAIR. THANK YOU.\r\n\r\nFOR CLARIFICATION, YOU SAID AT THAT TIME, IS IT STILL THE BEST OPTION TO-DATE? >> CHAIR? >> YES, PLEASE. >> THANK YOU. IN TERMS OF BEST OPTION FOR THE PRIVATE OWNER, I CONFIRMED WITH THEM THIS MORNING THAT THEY STILL BELIEVE THIS TO BE THEIR BEST OPTION. SINCE IT'S PRIVATELY-OWNED, I THINK THE COUNTY HAS A DIFFERENT NEED, THE COMMUNITY HAS A DIFFERENT NEED AND INTEREST. BUT SINCE WE DON'T OWN IT CURRENTLY, IT HAS TO BE THE PRIVATE PROPERTY OWNER DRIVING THE PROCESS.\r\n\r\n>> TO CLARIFY, IF THIS WERE NOT TO PASS TODAY, IT WOULD STILL BE DEMOLISHED. IT'S JUST WE WOULDN'T HAVE AN AGREEMENT TO PRESERVE THE POHAKU? >> MS. WADE. >> THANK YOU. MY UNDERSTANDING IS THE OWNER INTENDS TO DEMOLISH EITHER THROUGH ARMY CORPS OF ENGINEERS, OR BY THEIR OWN MEANS FOR THE PURPOSES OF RECONSTRUCTION. AND YES, WE WOULD NOT HAVE THEN -- WE WOULD HAVE NO ABILITY TO ENSURE THAT THE POHAKU IS SAFE AND ABLE TO BE REUTILIZED IF IT DOESN'T PASS.\r\n\r\n>> IS THERE ANY POSSIBILITY THAT WHAT IS RECONSTRUCTED WOULD BE LIKE A BAR, OR OTHER THINGS OF THAT NATURE? >> MS. WADE. >> CURRENTLY THE ZONING DISTRICT, HISTORIC DISTRICT 2, ANY USES THAT THE OWNER WOULD LIKE TO PURSUE UNDER HISTORIC DISTRICT 2 WOULD BE ELIGIBLE TO SUBMIT FOR HISTORIC DISTRICT PERMIT. >> AND THEY HAVEN'T SPECIFIED THAT THEY WANTED TO RECONSTRUCT A SPRING HOUSE? >> MS. WADE.\r\n\r\n>> I HAVE NOTHING OFFICIAL IN WRITING. WE JUST HAVE CONVERSATIONS THAT WERE DOCUMENTED IN THE CONSULTATION FOR 106 BASED ON WHAT IS POSSIBLE -- WITH A THEY ARE ABLE TO WORK OUT WITH THE ARCHITECT. >> AS ONE OF THE PREVIOUS TESTIFIERS SAID, IT'S A SOURCE OF WATER UNDERNEATH. IT'S A SPRING. AS THE SLAB IS DEMOLISHED, DO WE ALLOW CONSTRUCTION OVER THIS WATER LIKE THAT MS. WADE. >> THANK YOU, YES, THAT IS -- BECAUSE IT IS IN THE HISTORIC DISTRICT, AND IT DEPENDS ON WHAT IS PURSUED IN TERMS OF RECONSTRUCTION, THEY MAY AND LIKELY WILL BE SUBJECT TO HISTORIC REVIEW, CULTURAL RESOURCE COMMISSION, CHAPTER 343, ENVIRONMENTAL REVIEW PROCESS AND ALL OF THAT WOULD HAVE TO BE VETTED THROUGH THAT.\r\n\r\n>> SO UNDERSTANDING THE FAST-TRACKING THAT WE'RE PURSUING? >> MS. WADE. >> THANKS. I THINK THAT IS KIND OF AN EXTENSIVE QUESTION, THAT I DON'T KNOW THAT I CAN ANSWER WITHOUT HAVING A BETTER UNDERSTANDING OF WHAT IS BEING ASKED. IN THEIR RECONSTRUCTION. >> AND THE COUNTY DID OFFER TO PURCHASE IT?\r\n\r\n>> THAT IS CORRECT. INFORMALLY. WE DID NOT OFFER ANY REQUEST FOR ACQUISITION VIA A LETTER. THIS WAS ALL JUST INFORMAL AS PART OF THE SECTION 106 CONSULTATION. >> WHY WAS EMINENT DOMAIN NOT CONSIDERED? >> AT THE TIME, WE DIDN'T KNOW WHAT OUR FINANCIAL RESOURCES WERE GOING TO BE. YOU KNOW, THE CONSULTATION PROCESS HAPPENED THROUGH THE LATE SPRING/EARLY SUMMER AND WE DIDN'T HAVE A FULL PICTURE OF WHAT OUR RESOURCES COULD BE AT THE TIME.\r\n\r\nI THINK -- , NOR DID WE PURSUE WHETHER THERE WAS THE NEED, THE PUBLIC NEED TO BE ABLE TO JUSTIFY DOING THAT. >> CAN YOU SPEAK TO THE URGENCY? BECAUSE WE'RE REQUESTING TO PASS IT ON THE FLOOR, AS WELL AS HOLD A SPECIAL COUNCIL MEETING BEFORE THE END OF THE MONTH, AND I WAS WONDERING IF YOU COULD EXPLAIN THE URGENCY. >> MS. WADE. >> HAPPY TO DO SO. THE ARMY CORPS OF ENGINEERS TEAM IS COMPLETE WITH THEIR DEBRIS REMOVAL WITH THE EXCEPTION OF THE OLD LAHAINA STORE WHERE FLEETWOOD'S AND THIS PROPERTY.\r\n\r\nTHEY ARE DONE AT THE END OF FEBRUARY. BECAUSE WE HAVE NO INTENTION TO EXTEND THEIR DEBRIS REMOVAL EFFORTS. SO IF IT CAN'T BE CONFIRMED THAT WE COULD TAKE ON THE POHAKU FOR OUR CARE. THE SECTION 106 PROCESS WOULD BECOME VOID, AND THEY WOULD NOT BE ALLOWED -- THE ARMY CORPS WOULD NOT BE ALLOWED TO DEMO THE SPRING HOUSE AND THEY WOULD MOVE ON WITH THAT REMAINING

STANDING. >> MEMBER PALTIN, I AM GOING TO HAVE TO ASK MS. WADE IF YOU COULD RETURN AS A RESOURCE PERSON? >> YES, I CAN DO SO.\r\n\r\n>> OKAY. CAN EVERYBODY WAIT UNTIL THEN? >> I WILL WAIT. >> ALL RIGHT. IF THERE ARE NO OBJECTIONS I WOULD LIKE TO CALLING A TEN-MINUTE RECESS. SO ORDERED. >> IS PUBLIC TESTIMONY STILL OPEN?\r\n\r\n>> IT'S STILL OPEN, YES. >> OKAY. [ GAVEL ] [ GAVEL ] >> WILL THE COUNCIL MEETING OF JANUARY 17TH, 2025 PLEASE RECONVENE. MS. CLERK. >> THANK YOU, MADAM CHAIR. THE NEXT AND CURRENTLY THE NEXT TESTIFIER DAHLIA IS TESTIFYING ON BILL 7. >> GOOD MORNING, COUNCIL CHAIR, COUNCIL MEMBERS.\r\n\r\n>> GOOD MORNING. >> HI. MY NAME IS DAHLIA AND I'M HERE AND MY TESTIMONY IS FOR BILL 7. I'M IN SUPPORT OF IT. I MEAN, I KNOW THERE WAS A LOT OF THINGS MENTIONED EARLIER ABOUT THE POSITIONS, BUT I THINK EVERYTHING THAT REINFORCES OUR COMMUNITY, AND INCREASES OUR LEVEL OF CONNECTIVITY IS A GOOD THING AND I'M HOPING THAT YOU WILL VOTE IN FAVOR OF IT, I'M BEGGING ACTUALLY. THE CHILDREN WOULD BE PLEASED. I DON'T KNOW IF ANYONE HAS CONSIDERED IT THE POLICE, WHEN THEY ARE THERE, THEY ARE USUALLY MANAGING THE TRAFFIC, BUT THEY ARE ALSO HANDLING THE PHOTO BOOTHS AND LETS PEOPLE KNOW THAT THE POLICE ARE PART OF OUR FAMILY AND NOT SOME ABSTRACT OUTSIDER AND THAT IS A POINT TO CONSIDER AS WELL. THAT IS IT.\r\n\r\nTHANK YOU. >> THANK YOU. VERY GOOD. ANY QUESTIONS, MEMBERS? IF NOT, THANK YOU. >> CHAIR, CURRENTLY WE HAVE NO ONE ELSE SIGNED UP TO TESTIFY AT THE BEGINNING OF THE MEETING. J.C. LAU IS MAKING HIS WAY TO THE PODIUM.\r\n\r\n>> ALOHA KAKAHIKA, ALOHA KAKOU. ALOHA AKAKU. I LIKE THE TIMER THING. I HOPE I DON'T RUN INTO THE RED. I DIDN'T PREPARE VERY MUCH FOR THIS -- SEVERAL ITEMS THAT I WOULD LIKE TO SPEAK TO, AND SO THE CURRENT EVENT, THE CURRENT TOPIC OF DISCUSSION IS -- MAN, I DIDN'T BRING MY NOTES. THE PUNAWAI, I VOTED TO FOR THAT. I'M GLAD THAT THE TESTIFIERS CAME AND KIND OF EXPLAINED IT A LITTLE BIT BECAUSE I WON'T SAY CONFUSED, BUT I HAVE MORE INFORMATION NOW I'M VERY INTERESTED FROM HISTORIC PRESERVATION AND I'M NOT SURE WHAT THE EXACT NAME FOR THEM IS, BUT I WOULD BE INTERESTED IN LOOKING AT THAT.\r\n\r\n1823 IT WAS PROBABLY BEFORE THEY EVEN CAME UP WITH LAWS AROUND HERE, UNDER THE KINGDOM LAWS. SO I'M NOT SURE IF THE LAWS SHOULD APPLY FOR THAT? I MET THE MORRISON A LONG TIME AGO WHEN I GOT HERE AND ASKED HER ABOUT RECYCLING AND SHE WASN'T VERY INTERESTED IN THAT. SO I DON'T KNOW HOW THAT KIND OF EVOLVES? EVERYTHING I'M GOING TO SAY IN THE FUTURE IS GOING TO INVOLVE RECYCLING, WHATEVER I WILL TIE IT IN SOMEHOW. I DON'T KNOW HAS THE PUBLIC LIBRARY -- ALSO, IT SAYS PUBLIC LIBRARY. SO IF THEY DEMOLISH THAT, THAT'S -- I'M NOT SURE IF THEY SET ANYTHING ABOUT THAT BEING HISTORIC, BUT WE NEED BOOKS ESPECIALLY HAWAIIAN 'OLELO BOOKS.\r\n\r\nAND ONE RECOMMENDATION THAT I WOULD LIKE TO MAKE ON THAT ONE RESERVATION THAT NO ONE CAN BE BANNED FROM THE LIBRARY. I DON'T WANT TO SAY FOR ANY REASON, BUT IF THE ADMINISTRATOR DOESN'T LIKE YOU SHOULD NOT BE A REASON FOR BEING BANNED. THANK YOU FOR YOUR TIME. >> THANK YOU VERY MUCH. >> I'LL BE BACK. >> CHAIR, THE NEXT AND CURRENTLY LAST TESTIFIER IS MIKE FOLEY. MR.\r\n\r\nFOLEY, PLEASE LET US KNOW WHICH ITEM YOU ARE TESTIFYING ON. >> ALOHA, GOOD MORNING, CHAIR. VICE-CHAIR, MEMBERS OF THE COUNCIL. MIKE FOLEY HERE. I'M A COASTAL ENGINEER WITH OCEAN NET AND TESTIFYING ON BILL 188. AND ALSO RESOLUTION 25-18 . SO I HAVE BEEN WORKING WITH MANTOKUJI SINCE 2018 AS THEIR CONSULTANT TO HELP ADVISE ON THEIR EROSION TREND, WHICH HAS BEEN IMPACTING THE PROPERTY FOR DECADES. SHORELINE EROSION IS A PRESSING ISSUE FOR MANTOKUJI, WHERE WE'RE DEFINITELY FACING AN ENVIRONMENTAL AND CULTURAL DISASTER WITH THE CURRENT RATE OF EROSION, WE'RE GOING TO LOSE THE HISTORIC TEMPLE PROPERTY. WE'RE CURRENTLY LOSING AS YOU PROBABLY ALL KNOW, MUCH OF THE CEMETERY, GRAVES ARE FALLING INTO THE OCEAN, AND IT'S JUST A MATTER OF TIME UNTIL WE LOSE THE HISTORIC TEMPLE ITSELF.\r\n\r\nTHERE'S OTHER STRUCTURES ON THE PROPERTY THAT HAVE BEEN IMPACTED, AND THE MASSIVE SWELL THAT MAUI ENCOUNTERED, THE STATE ENCOUNTERED JUST A COUPLE OF WEEKS AGO WITH THE SURF EVENT AT WAIMEA, JAWS THAT DAY AS YOU KNOW WAS A BIG SURF DAY, AND UNFORTUNATELY THAT LED TO A LOT OF ENERGY IMPACTING MANTOKUJI SHORELINE, WHICH CAUSED SIGNIFICANT DAMAGE TO THE STRUCTURE. THIS BILL IS IMPORTANT, BECAUSE IT ADDRESSES AN EXPOSED FUEL LINE ALONG THE SHORELINE AT MANTOKUJI. THIS FUEL LINE USED TO ONCE POWER THE

FLAMES OF THE CREMATORIUM ON THE PROPERTY, WHICH WAS PART OF THE HISTORIC CONGREGATION ITSELF, AND THAT CREMATORIUM STRUCTURE HAS LONG SINCE BEEN ERODED AND FALLEN ONTO THE BEACH AND INTO THE OCEAN, BUT THERE'S A BURIED FUEL TANK ON THE PROPERTY AND THE BILL TO PROVIDE FUNDING FOR MANTOKUJI TO PROPERLY INVESTIGATE THAT FUEL TANK, THOSE FUEL LINES AND LOCATE THAT STRUCTURE, AND REMEDIATE IT IN A SAFE AND IN COMPLIANCE WITH STATE REGULATIONS AND COUNTY REGULATIONS, TAKING INTO ACCOUNT ALL THE CULTURAL SIGNIFICANCE OF THE PROPERTY AS WELL AND HISTORIC RESOURCES. SO IT'S AN IMPORTANT ISSUE. IT'S ALSO IMPORTANT NOT ONLY FOR THE PEOPLE OF MAUI AND THE CULTURE, BUT ALSO FOR THE ENVIRONMENT. THERE'S SIGNIFICANT WILDLIFE IN THIS BAY, AND OVER THE LAST YEAR -- THANK YOU. WE DOCUMENTED.\r\n\r\n>> CAN YOU CONCLUDE YOUR TESTIMONY. THANK YOU. WHAT IS THE OTHER ITEM? >> THE OTHER ITEM IS RESOLUTION 25-18. >> PLEASE START. >> THANK YOU. I WILL CONTINUE SINCE THIS RESOLUTION IS CONNECTED. SO AS I WAS SAYING WE DOCUMENTED OVER 60 SEA TURTLES BASKING AT THE BEACH.\r\n\r\nTHIS IS IN CLOSE PROXIMITY TO THE EXPOSED FUEL LINES ON THE BEACH, AND REALLY THIS IS AN IMPORTANT STEP IN TERMS OF ADAPTING MANTOKUJI TO CLIMATE CHANGE, AND ALSO TO ADDRESS THE EROSION RISKS, WHICH ARE LARGELY DUE TO AN ECOSYSTEM BEING OUT OF BALANCE. MANTOKUJI ONCE FEATURED A BEAUTIFUL WHITE SANDY BEACH WITH COASTAL DUNE, STARTING IN THE 1930S MAUI COUNTY MINED THAT BEACH TO USE THE SAND FOR PUBLIC INFRASTRUCTURE TO BASICALLY MAKE CONCRETE. AND WITHOUT A HEALTHY SAND BEACH, THERE IS NO BUFFER FOR EROSION. SO MANTOKUJI HAS THE -- THE BAY HAS SIGNIFICANTLY DEGRADED WATER QUALITY, WHICH HAS LED TO OTHER IMPACTS TO THE ECOSYSTEM ITSELF, DECLINE IN ECOSYSTEM HEALTH, CORAL COVERAGE, THE CORAL REEF IS AN IMPORTANT FEATURE NOT ONLY FOR THE WILDLIFE, BUT ALSO TO PROVIDE RESILIENCE TO THE PROPERTY AGAINST COASTAL FORCES BY BREAKING WAVES AND DISSIPATING ENERGY. SO I WOULD SAY MAUI COUNTY'S KULEANA TO HELP MANTOKUJI TO HELP MAKE UP FOR THE USE OF ITS SAND IN THE PAST, AND TO HELP THAT PROPERTY, AND THAT CONGREGATION, AND OUR COMMUNITY ADAPT TO THIS NEW CLIMATE. IT'S IT. I'M HAPPY TO ANSWER ANY QUESTIONS.\r\n\r\nALOHA. >> MEMBER PALTIN. >> THANK YOU, CHAIR. I WOULD CONSIDER YOU WITH YOUR PROFESSIONAL EXPERTISE IN THIS FIELD AN EXPERT. I WANTED TO CLARIFY, IS THE MANTOKUJI PROPERTY UNIQUE IN THE COUNTY IN FACING THESE CHALLENGES? >> THANK YOU, COUNCIL MEMBER PALTIN FOR THE QUESTION. IT IS NOT UNIQUE, I WOULD SAY IN THE COUNTY IN TERMS OF ITS CHALLENGES.\r\n\r\nI THINK MANY PROPERTIES -- MANY PROPERTIES -- SORRY, MANY PROPERTIES IN MAUI COUNTY ARE FACING THIS SITUATION. I WOULD SAY MANTOKUJI IS UNIQUE IN THE SEVERITY. WE DON'T HAVE MUCH TIME, IF ANY TIME LEFT FOR MANTOKUJI, AND IT'S A UNIQUE IN THAT SENSE. >> YOU ANSWERED MY QUESTION, AND GIVEN THAT ANSWER, I WANTED TO CLARIFY DO YOU SUPPORT THE REINSTATEMENT OF THE ALLOCATION TO THE MANAGED RETREAT FUND AS THIS SEEMS TO BE THE TIP OF ICEBERG THAT WE'RE ENCOUNTERING . >> OH, YES, ABSOLUTELY I WOULD SUPPORT THAT. I THINK MANAGE RETREAT IS A VERY IMPORTANT TOOL FOR MAUI COUNTY AND THE STATE IN GENERAL, AND HAVING THAT TOOL AS AN OPTION IS IMPORTANT, AND IT IS -- I APPLAUD MAUI COUNTY FOR TAKING THAT STEP INITIALLY. SO I WOULD VERY MUCH SUPPORT THAT. >> THANK YOU.\r\n\r\nI LOOK FORWARD TO SEEING YOU IN THE CONGREGATION COME BUDGET TO REINSTATE THE MANAGE RETREAT FUND. >> I WOULD HAPPILY BE THERE. THANK YOU. >> THANK YOU VERY MUCH. MAY WE HAVE THE NEXT TESTIFIER, PLEASE. >> CURRENTLY, CHAIR, THERE'S NO TESTIFIERS. WE'LL GIVE LAST CALL FOR THOSE WISHING TO TESTIFY AT THE BEGINNING OF THE MEETING FOR ANY ITEM ON THE MEETING AGENDA.\r\n\r\nCHAIR, SEEING NO ONE MAKING THEIR WAY TO THE PODIUM, WE'LL GO AHEAD AND GIVE LAST CALL. 3, 2, 1 CHAIR, THERE'S NO ONE TO TESTIFY. >> MEMBERS, ANY OBJECTIONS TO CLOSING PUBLIC TESTIMONY AND ACCEPTING WRITTEN TESTIMONY FOR THE BEGINNING OF THE MEETING? >> NO OBJECTIONS. >> SO ORDERED. MS. CLERK.\r\n\r\n>> THANK YOU, MOVING TO COMMUNICATIONS, CALLING FOR TESTIMONY ON COMMUNICATIONS. J.C. LAU IS MAKING HIS WAY DOWN TO THE PODIUM. HE IS CURRENTLY THE ONLY TESTIFIER. >> THERE IS ONLY ONE NOW. >> I GOT A NEW SHIRT -- I FORGOT MY NOTES. >> HAWAIIAN WORD OF THE DAY I WAS GOING TO START WITH, BUT SO MANY THINGS GO TOGETHER, I'M TRYING TO SEPARATE IT. I'M NOT AS GOOD AS YOU AT THAT.\r\n\r\nALOHA KAKAHIKA. ALOHA KAKOU. ALOHA AKAKU.

COUNTY COMMUNICATION 25-3 WAS THE FIRST ON THE AGENDA WHEN I CAME TO THE 7TH FLOOR YESTERDAY. AND I WAS AT THE MEETINGS. SO MAYBE IT'S JUST ME TRYING TO FOLLOW ALL OF THIS CODE STUFF, AND I APPRECIATE YOU GUYS KEEPING TRACK OF ALL THE NUMBERS AND CODES AND EVERYTHING. SO I DON'T WANT TO SEE ANYBODY GET FIRED FROM THE CLERK'S OFFICE.\r\n\r\nBUT IT'S VERY HARD TO COMMUNICATE WITH THE COUNTY COMMUNICATIONS PEOPLE WHEN THEY SHUT THE DOORS AND TELL YOU NO, AND YOU HAVE NO PHONE AND NO COMPUTER, AND LIBRARY GIRL SAYS NO, YOU ARE NOT ALLOWED IN HERE. IT'S, LIKE, A WASTE OF TIME FOR -- >> THIS HAS TO DO WITH THE PROCEDURAL MATTER CONCERNING THE COMMUNITY PLAN. >> YES. I READ THE THING. I SPOKE WITH MR. JOHNSON BRIEFLY. SO I CAN GET A CLOSE UP AKAKU?\r\n\r\nTHIS SHIRT HERE I GOT FROM THAT SAYS "JOHNSON BROTHERS." >> HOW IS THAT RELATED TO THE ITEM? >> A TRADITION OF EXCELLENCE BECAUSE MR. JOHNSON IS GOING TO HAVE A VERY GOOD YEAR, AND I CAUTION YOU TO STAY OUT OF HIS WAY. >> FINE, THANK YOU. >> I'M HIS BROTHER AND I'M RIGHT BEHIND HIM. SO I WENT TO THE CLERK'S OFFICE -- I HAVE GOING ON THESE THINGS FOR A LONG TIME AND TRYING TO FOLLOW ALONG. LIKE I SAID, I DON'T HAVE A COMPUTER.\r\n\r\nSO I WANTED TO READ COUNTY COMMUNICATION 25-3 AND IT WASN'T AVAILABLE. THANK YOU FOR HIRING THE AMBASSADOR, BECAUSE IT'S JUST A BUNCH OF SURVEYOR STUFF. SO I WILL RECYCLE THE PAPER AND USE THE PAGES THAT ARE BLANK TO WRITE LETTERS BACK HOME TO MY FOLKS. >> THANK YOU VERY MUCH. >> I'M STILL IN THE GREEN. >> YOU MIGHT HAVE TIME, BUT YOU HAVE TO TALK ABOUT THE SUBJECT AT-HAND. YOU TALKED ABOUT YOUR SHIRT.\r\n\r\nYOU TALKED ABOUT MEMBER JOHNSON. >> SO YOU WERE LISTENING. >> LET'S TALK ABOUT ITEM CC-25-3, OKAY? >> SO IT'S ABOUT A PUBLIC HEARING, AND I WAS UNSURE THAT IF THIS WAS THE PUBLIC HEARING, THAT WHAT I SHOULD SAY? BECAUSE LIKE I SAID, I'VE BEEN TRYING TO SAID -- IT ALL LOOKS PRETTY GOOD. I GUESS THE ONLY THING I HAVE TO SAY ABOUT THIS IS MY OBSERVATION THAT THE COMPANY THAT DID THE SURVEY WAS FROM A DIFFERENT ISLAND. SO LANA'I NEEDS MORE REPRESENTATION AND SUPPORT FROM YOU GUYS.\r\n\r\nTHANK YOU VERY MUCH. >> VERY GOOD. THANK YOU. >> CHAIR, CURRENTLY THERE'S NO ONE ELSE TO TESTIFY ON THE COMMUNICATION ITEM. SO WE'LL GIVE LAST CALL. COUNTING DOWN, 3, 2, 1. CHAIR, THERE'S NO ONE INDICATING FOR TESTIMONY. >> ANY OBJECTIONS?\r\n\r\nNO ORDERED, MS. CLERK. >> THANK YOU, MADAM CHAIR, COUNTY COMMUNICATION 25-3 FROM COUNCIL CHAIR LEE TRANSMITTING AN AMENDMENT TO BILL 3 (2025) ENTITLED, "A BILL FOR AN ORDINANCE TO RATIFY ORDINANCE 5701 (2024) AMENDING THE LANA'I COMMUNITY PLAN FOR 26.369 ACRES LOCATED IN LANA'I CITY, LANA'I, HAWAII IDENTIFIED AS TAX MAP KEYS 2-4-THE-001-02 1, 0 24 AND 030, 2, 4-9-002-001 PORTION, 061 PORTIONS, 2-4-9-018-002 PORTION, 003 PORTION, 005 AND -4-9-021-009 LANA'I PROJECT DISTRICT 2 KO'ELE. >> PRO TEM KAMA. >> CHAIR, MAY I ASK THIS ITEM BE POSTPONED UNTIL IT'S CONSIDERED LATER IN OUR AGENDA TODAY. >> ANY OBJECTS, MEMBERS? SO ORDERED.\r\n\r\nMS. CLERK. >> CHAIR, MOVING ON TO RESOLUTIONS, AT THIS TIME INDIVIDUALS MAY TESTIFY ON THE RESOLUTIONS LISTED ON TODAY'S AGENDA. CHAIR, THE ONLY PERSON WE CURRENTLY HAVE SIGNED UP TO TESTIFY IS JOSIAH NISHITA. >> IS HE ONLINE? >> WE HAVE LET HIM KNOW WE WERE GETTING TO RESOLUTIONS. MAYBE WE CAN JUST IT LOOK LIKE MR.\r\n\r\nLAU WANTED TO TESTIFY AGAIN. WE COULD START THERE. >> CAN SOMEBODY PLEASE CALL MR. NISHITA? YOU CAN GO. CALL ON THE TELEPHONE. >> J.C. LAW RESOLUTION 25-18. LET ME GO FOR THE HAWAIIAN WORLD OF THE DAY FIRST.\r\n\r\nKAHOE TO UPHOLD, EVEN PROP UP, THIS GOES GOOD WITH THIS ONE FOR THE BEACHES. TO BIND -- AS WITH THE SASH OR BELT, SUPPORT, AID RECOMMENDATION GIRDLE. I REMEMBER WHEN ONE OF THE HOTELS CAME FROM WEST SIDE ASKING FOR ASSISTANCE WHEN THAT HOTEL WAS GETTING READY TO FALL INTO THE OCEAN AND THEY WERE ASKING FOR MONEY. I FORGET THE GUY'S NAME WHO REPRESENTED WAILUKU BEFORE YOU, MADAM CHAIR? LIKE THAI, I THINK IT WAS AND HE SAID HE DIDN'T TELL THEM TO BUILD ON THE BEACH, SO WHY DOES HE HAVE TO PAY FOR IT? >> ARE YOU SPEAKING ON RESOLUTION 25-18? >> YEAH, PRIVATELY-OWNED PROPERTY, OWNED BY MANTOKUJI MISSION OF MAUI. I GUESS IT'S A CHURCH.\r\n\r\n>> YES. >> SOME OF YOU KNOW WHAT MY BEEF AGAINST CHURCHES ARE. THAT IS THE FIRST I GOT. IN PA'IA THERE'S A LOT OF HOUSELESS PEOPLE AND WONDERING HOW MANY HOUSELESS PEOPLE THAT CHURCH IS HELPING? AND HOW MUCH RECYCLING ARE THEY DOING? I NEVER HAD THE PROBLEM. I VISITED A COUPLE OF TIMES AND NOBODY BOTHERED ME, BUT I NEVER TRIED TO HANG AROUND THERE VERY LONG.\r\n\r\nTHE

REPRESENTATIVE SEEMED LIKE A PRETTY NICE GUY. SO I WOULD SUPPORT THIS RESOLUTION. >> OKAY. VERY GOOD. THANK YOU. AND THEN WERE WE ABLE TO CONTACT MR. NISHITA? \r\n\r\nNOT RESPONDING? PLEASE PROCEED. >> CHAIR, THEN WE'LL GO LAST CALL FOR RESOLUTIONS. THE COUNTDOWN, 3, 2, 1. CHAIR, THERE'S NO ONE INDICATING A DESIRE TO TESTIFY ON RESOLUTIONS. >> ANY OBJECTIONS TO CLOSING PUBLIC TESTIMONY AND ACCEPTING WRITTEN TESTIMONY ON RESOLUTIONS? SO ORDERED. I THINK MS. \r\n\r\nWADE IS HERE FOR MR. NISHITA; RIGHT? NO? OKAY. I CAN CALL HIM. >> NOT FOR THE PA'IA ONE. SHE IS HERE FOR THE SPRING HOUSE ONE. \r\n\r\n>> OKAY. ALL RIGHT. PROCEED, MS. CLERK. >> CHAIR, BEFORE YOU IS RESOLUTION 25-12 AUTHORIZING ADDITIONAL COMPENSATION RELATED TO SPECIAL COUNSEL KATTEN MUCHIN ROSENMAN LLP AS THE COUNTY OF MAUI BOND AND DISCLOSURE COUNSEL FOR THE NEXT GENERAL OBLIGATION BOND ISSUANCE OTHER BONDS AND OTHER LEGAL SERVICES. >> MEMBER UU-HODGINS. >> THANK YOU, CHAIR. \r\n\r\nI MOVE TO ADOPT RESOLUTION 25-12 SECOND. >> MOVED BY MEMBER UU-HODGINS AND SECONDED BY VICE-CHAIR SUGIMURA TO ADOPT RESOLUTION 25-1. DISCUSSION, MEMBER UU-HODGINS. >> THANK YOU, AGAIN, CHAIR. THE DEPARTMENT OF FINANCE IS REQUESTING COUNCIL AUTHORIZATION FOR ADDITIONAL COMPENSATION TO KATTEN FOR AN AMOUNT NOT-TO-EXCEED \$169,000. THE MONEY WILL BE USED FOR PAYMENT OF SERVICES THROUGH JUNE 30, 2024, WHEN THE COUNTY'S CONTRACT WITH KATTEN WAS TERMINATED. APPROVAL OF THIS RESOLUTION REQUIRES TWO-THIRDS VOTE BY THE ENTIRE MEMBERSHIP OF THE COUNCIL. AT THIS TIME I RESPECTFULLY ASK FOR MEMBERS' SUPPORT OF THIS MOTION. THANK YOU, CHAIR. \r\n\r\n>> ANY MORE DISCUSSION? MEMBER PALTIN. >> I GUESS I WASN'T EXPECTING THIS ON THE FLOOR, BUT WOULD IT REQUIRE A BUDGET AMENDMENT? LIKE WHERE IS THE MONEY TO PAY THEM COMING FROM? OR IT WAS PREVIOUSLY ALLOCATED AND JUST NOT PAID? >> WE'LL JUST ASK CORP. COUNSEL . CORPORATION COUNSEL. \r\n\r\n>> THANK YOU. I BELIEVE THE FUNDS WILL BE COMING FROM THE GENERAL FUND, AND WE WILL NOT REQUIRE A BUDGET AMENDMENT. >> BECAUSE IT WAS ALREADY ALLOCATED FOR THEM THROUGH JUNE 2024? >> I BELIEVE THE SPECIFIC AMOUNT IN THIS WAS NOT, BUT THERE IS ENOUGH FOR SPECIAL COUNSEL FUNDS. >> OKAY. THANK YOU. >> MEMBER JOHNSON. >> CHAIR, I SEE DIRECTOR ZIELINSKI IS ON THE CALL, AND RAISED HER HAND AND MAYBE SHE CAN RESPOND TO THAT QUESTION. \r\n\r\n>> THANK YOU. I DON'T SEE HER. BUT MS. ZIELINSKI, IF YOU ARE THERE? >> YES. THANK YOU, CHAIR. CAN YOU HEAR ME? \r\n\r\n>> YES. WOULD YOU LIKE TO ANSWER THE QUESTION. >> YES, WE DO HAVE THE BUDGET PROVISION IT'S UNDER COUNTYWIDE, BUT THERE IS MONEY IN THERE. SO THERE'S NO REQUIREMENT OR NEED FOR CARRY OVER TO USE CARRY-OVER SAVINGS. >> ALL RIGHT. ANY MORE QUESTIONS? DO I NEED ROLL CALL? \r\n\r\nNO, ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE. NINE AYES, ZERO NOS, MOTION CARRIES. MS. CLERK. >> CHAIR, FOR REFERRAL TO THE GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE IS AUTHORIZING SETTLEMENT OF HAWAIIAN TEL COME, INC. V. COUNTY OF MAUI ABRAHAM PARK, ET AL. CIVIL NO. \r\n\r\n2 CCV-23-000004001. >> ANY OBJECTION TO THE REFERRAL? SO ORDERED. MS. CLERK. >> 25-14 APPOINTMENT OF A MEMBER TO THE SOUTH MAUI ADVISORY COMMITTEE TO THE MAK PLANNING COMMISSION FOR THE COUNTY OF MAUI. >> MEMBER UU-HODGINS. >> THANK YOU, CHAIR. \r\n\r\nI MOVE TO FILE A25-14. >> MOTION BY MEMBER UU-HODGINS AND SECOND BY MEMBER SINENCI. DISCUSSION, MEMBER UU-HODGINS. >> THANK YOU, CHAIR. UNDER SECTION 2.28.050, MAUI COUNTY CODE, THE MAYOR AND THE COUNCIL EACH HAVE UNILATERAL APPOINTMENT AUTHORITY FOR DESIGNATED SEATS. SO A RESOLUTION SUBMITTING A NOMINATION FOR COUNCIL'S CONSIDERATION IS NOT THE CORRECT PROCESS. SINCE THE COUNCIL MISSED ITS DEADLINE TO FILL THIS SEAT DURING THE LAST NOMINATION PROCESS, AN ORDINANCE WILL NEED TO BE INTRODUCED TO FILL THE GAPS IN THE CHARTER RELATING TO THIS APPOINTMENT, OR TO RESTRUCTURE THE ADVISORY COMMITTEES BEFORE AN APPOINTMENT CAN BE MADE. BEFORE I ASK FOR THE MEMBERS' SUPPORT OF MY MOTION, I WOULD LIKE TO PERSONALLY NOTE THAT I WOULD HAVE BEEN HAPPY TO SUPPORT MR. \r\n\r\nKALANIKAU AND LOOK FORWARD TO HIS NAME BEFORE US. >> MEMBER PALTIN. >> THANK YOU, JUST A COUPLE OF CLARIFICATIONS. SO MR. WARD RESIGNED, AND THERE'S CURRENTLY NO ONE FROM SOUTH MAUI? >> MR. WARD, WE PUT ON THE PLANNING COMMISSION, AND THEREFORE, WAS REQUIRED TO RESIGN. \r\n\r\nSO YES, WE DO NEED SOMEBODY TO PUT IN HIS SPACE. >> SORRY, I MISUNDERSTOOD, THIS IS FOR THE SOUTH MAUI ADVISORY. >>

YES, ADVISORY COMMITTEE. AND THEN WHILE I HAVE THE MIC ON, THIS IS PART OF THE ISSUE THAT WE WERE DISCUSSING LAST TERM, AND SO I SPOKE TO MR. RAATZ BEFORE THIS MEETING AND THEY WORKING ON SOME LANGUAGE FOR US TO HOPEFULLY GET THIS FIGURED OUT SOON. BECAUSE IT'S NOT JUST THIS SEAT THAT IS IMPACTED, BUT SEVERAL. >> THANK YOU.\r\n\r\n>> OF COURSE. >> ANY MORE QUESTIONS? IF NOT, ALL THOSE IN FAVOR OF THE MOTION TO FILE, PLEASE RAISE YOUR HAND, SAY AYE? >> AYE. >> NINE AYES ZERO NOS, MOTION CARRIES, MS. CLERK. >> CHAIR, BEFORE YOU IS RESOLUTION 25-15 APPROVING EXCEPTIONS FROM THE CONDITIONS OF SECTION 3.35.070 MAUI COUNTY CODE FOR THE KILOHANA MAKAI PROJECT.\r\n\r\n>> MR. UEOKA, CAN YOU COME UP, JUST IN CASE? AND NOW MEMBER UU-HODGINS. >> THANK YOU, CHAIR. I MOVE TO ADOPT RESOLUTION 25-15. >> SECOND. >> MOVED BY MEMBER UU-HODGINS, SECONDED BY PRO TEM KAMA TO ADOPT THE RESOLUTION 25-15. DISCUSSION, MEMBER UU-HODGINS. >> THANK YOU, CHAIR.\r\n\r\nMEMBERS, SECTION 3.35.070 MAUI COUNTY CODE SUBJECTS A GRANT OR LOAN AGREEMENT TO THE DISTRIBUTION OF FUNDS FROM THE AFFORDABLE FUND TO CERTAIN CONDITIONS AND RESTRICTIONS UNLESS THE COUNCIL APPROVES OTHERWISE BY RESOLUTION. RESOLUTION 25-15 WITH GRANT CERTAIN EXCEPTIONS TO THE CONDITIONS AND RESTRICTIONS OF SECTION 3.35.070 FOR THE KILOHANA MAKAI PROJECT IN KIHEI BEING DEVELOPED BY 'AINA LANAI PACIFIC, LLC.. AS A REMINDER, THE COUNCIL APPROVED FOUR NEARLY FIVE MILLION DOLLARS GRANT FROM THE AFFORDABLE HOUSING FUND FOR THIS PROJECT BY ORDINANCE 5618 IN FISCAL YEAR 24 BECAUSE KILOHANA MAKAI IS A FOR-SALE PROJECT AND THE EXEMPTS ARE DESCRIBED IN EXHIBIT 1 OF THE RESOLUTION AND I RESPECTFULLY ASK MEMBERS' SUPPORT OF MY MOTION. MR. UEOKA IS HERE. >> DISCUSSION, MEMBER PALTIN. >> I DON'T MEAN TO GIVE MR. UEOKA A HARD TIME, BUT I JUST WAS WONDERING WHY THIS WASN'T SUBMITTED AT THE SAME TIME AS YOUR DEVELOPMENT VENTURE ONE?\r\n\r\nARE WE EXPECTING MORE OF THESE? I MEAN, IF IT'S FUNCTIONALLY THE SAME, ONE FAIL SWOOP? >> MEMBER -- NOT MEMBER, BUT MR. UEOKA. >> WE HAVE BEEN WORKING WITH DEPARTMENT ON HOUSING -- ME PERSONALLY FOR THREE OF THEM. SO I THINK THEY JUST WERE APPROVED IN DIFFERENT STAGES. SO THAT IS WHY THE SEPARATION.\r\n\r\nFOR THE ONES I'M WORKING ON, THESE ARE THE TWO LAST ONES FOR NOW >> FOR NOW? >> IT'S A NEW FUNDING SEASON COMING UP; RIGHT? >> AND YOU THINK WE CAN FIX 3.35.070 BEFORE THE NEW FUNDING SEASON OR WHAT? >> I'M OPTIMISTIC. >> OKAY. ALL RIGHT, AND THIS ONE AND AIKANAHA ARE SIMILAR EXCEPTIONS AS TO THE DEVELOPMENT VENTURE, BUT WHEN AIKANAHA COMES UP, YOU WILL EXPLAIN HOW IT'S NOT SIMILAR. >> YES, I WILL EXPLAIN THE ADDITIONAL REQUESTS.\r\n\r\n>> OKAY. THAT CONCLUDES MY QUESTIONS. >> CORP. COUNSEL? >> THANK YOU, CHAIR. WHEN YOU READ 3.35.070, THESE CONDITIONS ARE IN THERE, BUT IT DOES SAY UNLESS OTHERWISE APPROVE BY COUNCIL. SO COUNCIL HAS THE AUTHORITY TO AS A MATTER OF LAW TO DETERMINE WHETHER OR NOT THESE PROVISIONS REMAIN OR NOT?\r\n\r\nWHICH IS WHAT MR. UEOKA'S REQUEST IS. SO I DON'T KNOW THAT IT NEED TO BE "FIXED." IT DOES ALLOW YOU TO APPROVE THE WAIVER OF THESE CONDITIONS, IF IT'S THE WILL OF THE BODY. >> THEN I HAVE ANOTHER QUESTION. MR. UEOKA, WERE YOU THE LAWYERS FOR AINA LANI, WHEN WE WERE CREATING THE ORDINANCE? >> YOU MEAN THE CHANGE IN ZONING ORDINANCE?\r\n\r\n>> 3.35. >> THE GRANT? YES, I HAVE BEEN WORKING WITH MR. KIHUNE, AND AGAIN, THERE WAS THE GRANT AWARD FROM THE COUNCIL AND WHEN WE GOT THE LOAN, OR GRANT AGREEMENT, JUST IN THE INTEREST OF URGENCY, IT WAS SIGNED, REALIZING THAT THERE WERE A COUPLE OF PROBLEMS, AND NOW WE WANT TO MOVE -- I SHOULDN'T SAY PROBLEMS, BUT A COUPLE OF THINGS THAT ADDITIONAL SOURCE LENDERS DON'T FEEL GOOD THAT THE COUNTY -- OR 'AINA LANI IS COMMITTING TO THE COUNTY ON THESE THINGS BECAUSE THEY ARE PUTTING A LOT OF THE MONEY IN AND THEY WANT CERTAIN COMMITMENTS IN CASE SOMETHING BAD HAPPENS. >> JUST TO CLARIFY, IF WE GO THROUGH 3.35.070 GRANT AWARD AGAIN, WE COULD TAKE CARE OF THIS ON THE FRONT END, BECAUSE YOU ARE ALREADY FAMILIAR THAT THE LENDERS ARE UNCOMFORTABLE WITH THOSE CONDITIONS? >> I GUESS IT WOULD BE THE APPROPRIATION WOULD BE DONE THROUGH BUDGET ORDINANCE. I GUESS THERE COULD BE A COMPANION RESO TO THE BUDGET ORDINANCE, OR WHATEVER PROCESS HOUSING EVENTUALLY WILL NEED AN ORDINANCE, YOU KNOW, TO DO AN APPROPRIATION. SO JUST BE A COMPANION RESO TO TAKE CARE OF THESE THINGS LIKE MANTOKUJI?\r\n\r\nCOMPANION RESOLUTION. >> OH, YES, YES,

EXACTLY. >> OKAY. LET'S DO THAT NEXT TIME. >> I'LL TRY. >> YES, MR. JOHNSON?  
>> THANK YOU, CHAIR. HOW LONG WAS THE PROCESS WITH THE HOUSING DEPARTMENT? >> WE STARTED SHORTLY AFTER THE FISCAL YEAR STARTED. >> SHORTLY AFTER JULY 1ST. >> YES, SIR. >> SO IT SAT WITHIN THE DEPARTMENT UNTIL NOW, WHEN YOUR DEADLINE IS FEBRUARY 13TH, IS THAT CORRECT? >> THAT IS KILOHANA. THIS KILOHANA, THAT WAS AIKANAHA. I DON'T WANT TO SPEAK TO THE INTERNAL PROCESSES. I WORKED HERE A LITTLE WHILE AND THERE'S A WHOLE BUNCH OF STEPS OF COURSE. SORRY. THANK YOU. >> YOU KNOW, I KNOW CORPORATION COUNSEL SAYS WE HAVE THE RIGHT TO WAIVE A LOT OF THESE THINGS, AND THAT'S WONDERFUL. BUT IF WE CONSTANTLY COME UP WITH DIFFERENT PROJECTS THAT WE HAVE TO KEEP WAIVING THESE THINGS, I WONDER IF IT'S TIME TO FIX THE CODE? IF IT'S NOT WORKING AND WE KEEP PUTTING OUT EXEMPTION THIS AND EXEMPTION THAT, WOULDN'T IT BE JUST SMART TO FIX THE THINGS THAT ARE BROKEN WITHIN THE CODE, AS OPPOSED TO LAYING IT ON THE COUNCIL'S TAKING TO GIVE THEM A EXEMPTION FOR THIS AND THAT. I'M CURIOUS, MAYBE COUNCIL MEMBER KAMA'S SCHEDULING, MAYBE WE COULD SCHEDULE THIS ITEM IN COMMITTEE TO KIND OF HAMMER OUT WHAT ISN'T WORKING FOR THESE FOLKS? ESPECIALLY WHEN WE'RE TALKING ABOUT IS THAT 212 UNITS? HOW MANY UNITS ARE WE TALKING? >> THIS ONE IS 28. AIKANAHA IS 200 RENTALS. >> FOR THESE UNITS THAT ARE VERY IMPORTANT, WE SHOULD BE ACTING WITH SOME KIND OF HASTE. IF IT'S US ALWAYS HAVING TO COME AND EXEMPT THIS AND EXEMPT THAT, MAYBE WE COULD PUT IT IN YOUR HLU COMMITTEE AND MAYBE SORT OUT SOME OF THOSE ISSUES AND MAYBE COUNCIL MEMBER KAMA, HOW IS YOUR SCHEDULE? IS THAT SOMETHING THAT YOU WOULD BE INTERESTED IN? >> OF COURSE. >> OKAY. VERY GOOD. ANY MORE QUESTIONS FOR THE TESTIFIER? IF NOT, THANK YOU -- MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. SORRY, I DON'T HAVE A QUESTION FOR MR. UEOKA. YOU'RE WELCOME. I JUST HAVE A QUICK COMMENT. THAT I AGREE WITH FIRST DEPUTY CORP. COUNSEL DESJARDINS THAT BECAUSE THE LAW CURRENTLY GIVES US FLEXIBILITY TO EXEMPT, IF THE POLICY IS SUCH THAT IT'S SOMETHING THAT WE SEE AS THE GENERAL RULE, AND I AGREE WITH MEMBER JOHNSON. WE CAN HAVE THE DISCUSSION IN HLU, SINCE HLU'S CHAIR IS OPEN TO HAVING THAT DISCUSSION. BUT MY UNDERSTANDING IS WHEN WE APPROVE THESE PROJECTS, AND THE HOUSING DEPARTMENT EXECUTED THE CONTRACTS IN WORKING WITH THE DEVELOPERS, THAT THESE POLICIES WEREN'T AN ISSUE. AND RECENTLY THEY HAVE BECOME AN ISSUE IN THE -- WITH THE FINANCING COMPANIES. AND SO FOR THOSE THAT WE ALREADY APPROVED, THAT IS THE PROJECTS THAT WE'RE SEEING NOW AND AS MEMBER PALTIN STATED EARLIER, MOVING FORWARD, IF THIS PROBLEM PERSISTS, THEN IT'S SOMETHING THAT WE CAN ADDRESS AT THE FRONT END AND NOT HAVE TO CONTINUE TO TAKE THESE BILLS UP AND MAKE THESE AMENDMENTS TO EXEMPT THEM FROM THIS SECTION OF 3.35. THEN YOU KNOW, NOW WE KNOW IS BASICALLY WHERE WE'RE AT NOW. MAHALO, CHAIR. >> THANK YOU. ANY MORE COMMENTS OR QUESTIONS? ALL RIGHT. THEN WE HAVE A MOTION ON THE FLOOR. LET'S SEE, WHERE WAS I? RESOLUTION 25-16 -- FIRST OF ALL, 15. 15. ANY MORE COMMENTS OR QUESTIONS ON 25-15? MOTION IS TO ADOPT. ALL THOSE IN FAVOR OF THE MOTION, PLEASE RAISE YOUR HAND AND SAY AYE. NINE AYES, ZERO NOS, MOTION CARRIES NEXT RESOLUTION, MS. CLERK. >> CHAIR, BEFORE YOU IS RESOLUTION 25-16 APPROVING EXEMPTIONS AND MODIFICATIONS TO THE REQUIREMENT OF ESTIMATION 3.35.070 MAUI COUNTY KEYED FOR AIKANAHA RESIDENCES PHASE 1 AND II IN THE WAIKAPU COUNTRY TOWN DISTRICT. >> PRO TEM KAMA. CHAIR, THIS IS MEMBER UU-HODGINS. >> OKAY. MEMBER UU-HODGINS. >> THANK YOU, CHAIR. I MOVE TO ADOPT RESOLUTION 25-16. >> SECOND. >> MOVED BY MEMBER UU-HODGINS. SECONDED BY PRO TEM KAMA TO ADOPT RESOLUTION 25-16. DISCUSSION, MEMBER UU-HODGINS? >> THANK YOU, AGAIN, CHAIR. RESOLUTION 25-16 WOULD GRANT CERTAIN EXEMPTIONS FROM AND MODIFICATION TO THE CONDITIONS AND RESTRICTIONS OF SECTION 3.35.070 FOR AIKANAHA RESIDENCES PHASE 1 AND 2 BEING DEVELOPED BY AIKANAHA PARTNERS, LLP. THE COUNCIL APPROVED TWO \$7 MILLION LOANS FROM THE AFFORDABLE HOUSING FUND IN THE FISCAL YEAR 25 BUDGET. THE EXEMPTIONS AND MODIFICATIONS AIKANAHA PARTNERS IS REQUESTING ARE DESCRIBED IN EXHIBIT 1 OF THE RESOLUTION. AT THIS TIME I RESPECTFULLY ASK FOR MEMBER'S SUPPORT OF MY MOTION AND TO REMIND EVERYONE THAT THEY HAVE A DEADLINE OF FEBRUARY 13TH. WHICH IS THE ABSOLUTE LAST DAY FOR ADDITIONAL FUNDING. SO IT'S QUITE URGENT. THANK YOU, CHAIR. >> ANY

MORE QUESTIONS OR COMMENTS? MEMBER PALTIN. >> I JUST WAS WONDERING IF WE COULD HEAR FROM THE RESOURCE AND HOW THIS IS DIFFERENT THAN WHAT WE HAVE DONE FOR THE KILOHANA MAKAI PROJECT, AND THE DEVELOPMENT VENTURE? >> MR. UEOKA. THIS ONE JUST EXPANDS ON THE OTHER ONES BY WE CAN'T REALLY DO A FIRST MORTGAGE, IT'S LIHTC 60% AND BELOW FOR PROBABLY 60 YEARS PLUS.\r\n\r\n>> DEFINITELY? >> I THINK IF IT GOES, IT WILL GO HIGHER THAN 60-PLUS YEARS. I THINK THAT IS THE LOW LIMIT. ANYWAY, NOT A LIHTC EXPERT, BUT IN TALKING WITH THE LIHTC EXPERTS ON THIS, THEY ASSURED ME THAT THE AGREEMENT, IF THEY AWARDED LIHTC FUNDS THERE'S A LOT OF GUARDRAILS IN PLACE THROUGH THE HHFDC SIDE. THE COUNTY CODE REQUIRES A FIRST MORTGAGE LIEN IN FAVOR OF THE COUNTY AND THAT IS PROBLEMATIC FOR THIS TYPE OF FUNDING. THE SECOND ONE AS I MENTIONED IN TESTIMONY, THE INTEREST RATE IS AT 3% PER ANNUM, AND I BELIEVE IT WAS DISCUSSED PREVIOUSLY , . 25% PER ANNUM INTEREST RATE TO ASSIST THE PROPERTY AS TIME GOES ON. THE LAST ONE FROM 3.35.070C REQUIRING IF THE BORROWER DEFAULTS OR NOT FOR AFFORDABLE HOUSING NEED AS SET FORTH IN THIS CHAPTER, THE FOLLOWING REQUIREMENT, FORFEITS THE PROPERTY OR FULL REPAYMENT OF THE PRINCIPAL BALANCE AND THAT COMES BACK TO THAT WE'RE GOING TO BE SIGNING OTHER AGREEMENTS WITH OTHER PARTIES THAT HAVE AN INTEREST AND THEY PROBABLY WON'T BE OKAY IF WE SIGN THIS WITH THE COUNTY.\r\n\r\nTHE LOAN AGREEMENT HAS NOT BEEN SIGNED AND STILL IN CRAFT WITH CORP. COUNSEL, WAITING ON THESE EXEMPTIONS. >> FIRST, WHAT IF THE LIHTC FUNDING DOESN'T GET APPROVED AND WE DON'T HAVE THE GUARDRAILS? THE SECOND QUESTION, WHAT IS THE COUNTY'S RECOURSE ON THE LOAN, IF WE'RE NOT FIRST IN LINE? >> SO THE COUNTY WOULD BE -- I'LL ANSWER THE QUESTION. FIRST, THE COUNTY WILL HAVE A LIEN OF COURSE ON THE PROPERTY, BUT IT WOULDN'T BE THE FIRST ONE, BUT SUBORDINATED. THE GUARD RAILS IN PLACE, IT'S STILL SUBJECT TO THE WAIKAPU COUNTRY TOWN AREA AND THE LAND DEDICATED TO THAT TIME OF USE.\r\n\r\nTHESE GUYS, AGAIN YOU WILL HAVE A MORTGAGE, IF IT GOES STRANGE, AND TO BE FAIR, IF THEY DON'T GET THE LIHTC FUNDING, THIS PROJECT IS PROBABLY NOT GOING ANYWHERE FOR A LONG TIME. >> OKAY. YOU KNOW WE DID JUST GET \$1.6 BILLION FOR THE HOUSING BILL; RIGHT? >> I HEARD. I HEARD. I DON'T KNOW HOW MUCH IS GOING TO COME TO WAIKAPU, BUT WE WOULD LOVE TO SEE THAT. WE WOULD LOVE TO SEE THAT PROJECT MOVE FORWARD.\r\n\r\n>> WE NEED HOUSING. >> AGREED. AGREED. >> OKAY. SO IF YOU DON'T GET THE LIHTC FUNDING, WE STILL WANT YOU TO KEEP WORKING. >> OH, YES, WE'RE NOT GOING TO GIVE UP, I PROMISE. IT'S JUST ANOTHER HURDLE, AND THINGS WE HAVE TO LOOK AT THAT TAKES TIME.\r\n\r\n>> OKAY. >> THANK YOU. >> THANK YOU. >> ANY MORE COMMENTS OR QUESTIONS? IN NOT, THANK YOU, MR. UEOKA. READY FOR THE VOTE EVERYBODY?\r\n\r\nEVERYBODY IN FAVOR OF THE MOTION, PLEASE RAISE YOUR HAND, SAY AYE. NINE AYES, ZERO NOS, MOTION CARRIES. MS. CLERK. >> CHAIR, BEFORE YOU IS RESOLUTION 25-17 AUTHORIZING ADDITIONAL COMPENSATION RELATED TO THE EMPLOYMENT OF SPECIAL COUNSEL ESA& A, INC. A LAW CORPORATION IN ALEXA JACOBS VS. CLIFTON PERRIERA, ET AL.\r\n\r\n-- [ INAUDIBLE ] [ INAUDIBLE ] AUDIO ISSUE, SO THEY CALLED A RECESS. [ GAVEL ] >> WILL THE COUNCIL MEETING OF JANUARY 17TH, 2025 PLEASE RECONVENE. MS. CLERK. >> CHAIR, WE HAD A MOTION MADE BY MEMBER UU-HODGINS AND SECOND BY VICE-CHAIR SUGIMURA TO ADOPT. >> ANY MORE DISCUSSION? MS.\r\n\r\nUU-HODGINS >> THANK YOU,, CHAIR. THE DEPARTMENT OF CORPORATION COUNSEL IS REQUESTING COUNCIL'S AUTHORIZATION FOR ADDITIONAL COMPENSATION TO ES& A, INC. A LAW CORPORATION FOR -- CLIFTON PERREIRA, I WILL WAIT FOR THE REVERB TO STOP. THAT IS OKAY. OKAY. THANK YOU. IN ALEXA JACOBS V CLIFTON PERRIERA ET AL.\r\n\r\nBY \$155,000 FOR TOTAL COMPENSATION NOT TO EXCEED \$330,000 AND AT THIS TIME I RESPECTFULLY ASK FOR THE MEMBER' SUPPORT OF MY MOTION. THANK YOU, CHAIR. >> ANY MORE DISCUSSION? MEMBER PALTIN. >> I'M NOT SURE WHO THE QUESTION IS FOR, BUT THIS IS IN ALIGNMENT WITH WHAT THE POLICE COMMISSION SAID THAT WE HAVE TO REPRESENT THESE INDIVIDUALS? >> CORP. COUNSEL?\r\n\r\n>> YES. THIS IS FURTHER REPRESENTATION PREVIOUSLY APPROVED BY THE POLICE COMMISSION FOR THE DEFENSE OF THESE INDIVIDUALS. >> AND IF WE DID NOT APPROVE IT, THEN WE'RE IN VIOLATION? >> WE WOULD BE -- OR THE COUNCIL WOULD BE ACTING IN COUNTERVENTION OF THE POLICE COMMISSION. >> WHAT ARE THE CONSEQUENCES? >> THAT IS AN INTERESTING QUESTION. I WOULD HAVE TO RESEARCH THAT A LITTLE BIT MORE.\r\n\r\n>> THANK YOU. >> ANY MORE

DISCUSSION? IF NOT, ALL THOSE IN FAVOR OF THE MOTION, PLEASE RAISE YOUR HAND, SAY AYE. EIGHT AYES, ZERO NOS, ONE EXCUSED. MOTION CARRIES. >> CHAIR, BEFORE YOU IS RESOLUTION 25-18 AUTHORIZING USE OF MANAGED RETREAT REIS ROLLING FUNDS FOR REHABILITATION OF PRIVATELY-OWNED PROPERTY OWN BY MANTOKUJI MISSION OF PA'IA, MAUI. >> MEMBER UU-HODGINS.\r\n\r\n>> THANK YOU, CHAIR. I MOVE TO ADOPT RESOLUTION 25-18. >> MOVED BY MEMBER UU-HODGINS, SECONDED BY VICE-CHAIR SUGIMURA TO ADOPT RESOLUTION 25-18, DISCUSSION MEMBER UU-HODGINS . >> THANK YOU, AGAIN, CHAIR. ADOPTION OF RESOLUTION 25-18 WILL AUTHORIZE THE USE OF THE MANAGED RETREAT REVOLVING FUNDS AS PROPOSED IN BILL 188 FD 1 (2024) POST FOR SECOND AND FINAL READING TODAY SUBSECTION 3.97.020 COMMUNITY MEDIA ACCESS COLLABORATIVE CODE REQUIRES APPROVAL BY TWO-THIRDS VOTE BY RESOLUTION TO AUTHORIZE THE USE OF THESE FUNDS FOR THE REHABILITATION OF PRIVATELY-OWNED PROPERTY. THANK YOU EVERYONE AND THANK YOU, CHAIR. >> ANY MORE DISCUSSION? MEMBER PALTIN? >> THANK YOU, CHAIR.\r\n\r\nYOU KNOW, THIS IS THE TYPE OF SITUATION I ENVISIONED WHEN CREATING THE MANAGED RETREAT FUND SITUATIONS THAT ARE PREVENTABLE, THAT WOULD GREATLY DAMAGE THE ECOSYSTEMS. IT WAS STATED THAT THERE WAS COUNTY OF MAUI MINING OF SAND AND WE SEE HOW DETRIMENTAL THAT IS IN THE LONG-TERM, AND THE COUNTY OF MAUI CONTRIBUTED TO WHAT IS GOING ON RIGHT NOW. ALSO, AS MR. FOLEY AN EXPERT IN THE FIELD HAS STATED THIS IS NOT A UNIQUE SITUATION; THAT IT'S ON AN ACCELERATED TIMEFRAME. SO I THINK THIS SHOWS THE NEED TO REINSTATE THE MANAGED RETREAT FUND, BECAUSE IT'S JUST THE TIP OF THE ICEBERG, AND IN ORDER TO NOT -- IT'S ONE OF THOSE THINGS THAT WE NEED TO ADDRESS ON THE FRONT END, BEFORE IT BECOMES A BIGGER DISASTER THE LONGER WE WAIT . SO I WILL BE SUPPORTING THIS RESOLUTION. >> ANYONE ELSE? IF NOT, ALL THOSE IN FAVOR OF THE MOTION, PLEASE RAISE YOUR HAND, SAY AYE.\r\n\r\n\r\nNINE AYES, ZERO NOS, MOTION CARRIES. MS. CLERK. >> THANK YOU, MADAM CHAIR. BEFORE YOU IS RESOLUTION 25-AUTHORIZING ACCEPTANCE OF A DONATION FROM THE CITY OF TOMBSTONE, ARIZONA TO HELP WITH THE COUNTY'S RECOVERY FROM THE AUGUST 8, 2023 MAUI WILDFIRES. >> VICE-CHAIR SUGIMURA. >> CHAIR, IF THERE ARE NO OBJECTIONS, MAY I PLEASE REQUEST THIS RESOLUTION BE POSTPONED UNTIL THE COUNCIL TAKES UP BILL 5? >> ANY OBJECTIONS, MEMBERS?\r\n\r\n\r\nSO ORDERED. MS. CLERK. >> CHAIR, BEFORE YOU IS RESOLUTION 25-20 AMENDING RESOLUTION 24-77 CD 1 APPROVING THE GRANT AND DISPOSITION OF REAL PROPERTIES LOCATED AT 266 DICKENSON STREET LANA'I, HAWAII TO LAHAINA COMMUNITY LAND TRUST. >> MEMBER PALTIN. >> THANK YOU, CHAIR. I MOVE TO ADOPT RESOLUTION 25-20. >> SECOND.\r\n\r\n\r\n>> MOVED BY MEMBER PALTIN, SECOND BY PRO TEM KAMA TO ADOPT RESOLUTION 25-20. DISCUSSION, MEMBER PALTIN. >> THANK YOU. THIS RESOLUTION IS REQUIRED BY THE CORPORATION COUNSEL AND THE HOUSING DEPARTMENT. SO THAT THE COUNTY IS NOT RESPONSIBLE FOR MAINTAINING IT. I HAD THE CHOICE OF ADDING IT ON OR TAKING IT OFF IN THE ORIGINAL RESOLUTION, AND I MADE THE WRONG DECISION. SO THANK YOU TO THE ADMINISTRATION. THE COUNTY COUNCIL ADOPTED RESOLUTION 24-77 CD 1 TO AUTHORIZE THE GRANT OF REAL PROPERTY TO THE LAHAINA COMMUNITY LAND TRUST IN MAY 2024. THE COUNTY IS ALSO THE OWNER OF A CONTIGUOUS PARCEL OF UNDEVELOPED REAL ESTATE PROPERTY IDENTIFIED AS TAX MAP KEY NO.\r\n\r\n\r\n(2)4-6-011:018 COMPRISING 1500 SQUARE FEET. THE COUNTY DESIRES TO AMEND RESOLUTION 24-77 CD 1 TO INCLUDE THE GRANT OF THE CONTIGUOUS PARCEL TO THE LAHAINA COMMUNITY LAND TRUST, MISSION TO PROTECT AND PERPETUATE LAHAINA TO LIVE AND ENGAGE, PROSPER AND RESTORE AND CARE FOR 'AINA AND LAHAINA COMMUNITY LAND TRUST PLAN TO DEVELOP A DUPLEX ON THE PROPERTY TO SUPPORT TWO LOCAL FAMILIES. SO I RESPECTFULLY ASK FOR MEMBERS' SUPPORT OF MY MOTION. >> MEMBER SINENCI. >> THANK YOU, CHAIR. IN LIGHT OF THIS MORNING'S TESTIMONY, I HAVEN'T HEARD OF ANY OTHER NONPROFITS, UNLIKE -- OR LIKE THE LAHAINA COMMUNITY LAND TRUST THAT IS ACTIVELY KEEPING FAMILIES IN LAHAINA. SO SPEAKING IN SUPPORT, CHAIR.\r\n\r\n\r\n>> CHAIR? >> MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. I FULLY SUPPORT THE MOTION ON THE FLOOR. MAHALO TO MEMBER PALTIN AND THE ADMINISTRATION AND THE LAHAINA COMMUNITY LAND TRUST. I APPRECIATE THE TESTIFIER ASKING ABOUT PROCESS AND I DID RESEARCH AND THIS IS WHAT I UNDERSTAND IS THE PROCESS: RESOLUTION 25-20 AMENDS RESO 24-77 THAT WE UNANIMOUSLY ADOPTED LAST YEAR, WHICH DEEDED THE PROPERTY TO LAHAINA COMMUNITY

LAND TRUST. AND TO ADD AN ADJACENT PARCEL AS MEMBER PALTIN EXPLAINED AND INCLUDE AN EASEMENT FOR COUNTY TO STILL BE AND TO ACCESS UTILITIES LOCATED ON THE SECOND PARCEL.

RESOLUTION 21-116 QUIRED THE PROPERTIES IN 2021 AND THE COUNTY SUBSEQUENTLY DISCUSSED THE BEST US USE OF THE PROPERTY AND ADDRESSING THE ISSUE OF AFFORDABLE HOUSING FOR RESIDENTS. COUNTY REAL ESTATE PROPERTY MAY BE GRANTED TO A RECIPIENT FOR A PUBLIC PURPOSE. AS MEMBER PALTIN READ THE LAHAINA COMMUNITY LAND TRUST MISSION IS TO PROTECT AND PERPETUATE LAYA BY EMPOWERING THE COMMUNITY TO LIVE, EP GAGE AND PROSPER, RESTORING AND CARING FOR ITS AINA. WHEREAS, IN ACCORDANCE WITH SECTION 3.36.090 MAUI COUNTY CODE THE COUNCIL MAY AUTHORIZE THE GRANT OF A REAL ESTATE PROPERLY BY RESOLUTION, WHICH IS WHAT WE'RE DOING. RESOLUTION -- WHEREAS, IN ACCORDANCE WITH SECTION 3.44.020, MAUI COUNTY CODE, THE COUNCIL MAY DISPOSE OF COUNTY REAL PROPERTY BY ADOPTION OF RESOLUTION; AND WHEREAS, IN ACCORDANCE WITH CHAPTER 3.35 MAUI COUNTY CODE THE PROPERTIES WILL BE SUBJECT TO DEED RESTRICTIONS, AS REQUIRED FOR THE PROPERTY'S PURCHASE WITH APPROPRIATION OF THE AFFORDABLE HOUSING FUND, WHICH IS THE FUNDING THAT WAS USED TO ACQUIRE THE PROPERTIES BACK IN 2021 AND FINALLY WHEREAS, IN ACCORDANCE WITH SECTION 3.34.A MAUI COUNTY CODE THE COUNTY MAY WAIVE REQUIREMENT OF AUCTION FOR PUBLIC NOTICE FOR REAL PROPERTY IN A MANNER BY ADOPTION OF A RESOLUTION APPROVE BY TWO-THIRDS OF ITS MEMBER, WHICH IT DID LAST YEAR ADOPTING RESOLUTION 24-77. AND THEN I WILL ASK FOR CORPORATION COUNSEL'S CONFIRMATION OF THEIR UNDERSTANDING OR ANY CORRECTION OF WHAT I JUST PROVIDED? >> CORP. COUNSEL.

>> THANK YOU, CHAIR. I TOTALLY AGREE WITH WHAT MEMBER SAID AND IF YOU LOOK AT YOUR BE IT RESOLVED SECTION, THAT IS EXACTLY WHAT SHE JUST SUMMARIZED AND EXACTLY WHAT YOU WOULD BE DOING BY APPROVING THIS BY TWO-THIRDS OF YOUR MEMBERS. THANK YOU. >> THANK YOU. MEMBER JOHNSON. >> THANK YOU, CHAIR. I WANT TO RISE IN FULL SUPPORT OF THE RESOLUTION.

YOU KNOW, I WANT TO THANK AUTUMN NESS AND ALL THE FOLKS IN THE LAHAINA COMMUNITY LAND TRUST AND THEY ARE DOING GREAT WORK AND HOPE TO SEE THEM ON THIS AGENDA A LOT MORE IN THE FUTURE. SO THAT WE CAN KEEP THE LAHAINA LANDS IN LAHAINA HANDS, AS THEY SAY. YOU KNOW, THE AUCTIONING OFF OF LANDS IS KIND OF WHAT GOT US IN THIS MESS, BECAUSE IT GOES TO THE HIGHEST BIDDER, AND FOLKS WHO LIVE HERE AND WORK HERE CAN'T COMPETE WITH MAINLAND COFFERS. SO THAT IS WHY I THINK THIS IS A REALLY GREAT WAY TO KEEP THE -- WHAT IS THE TERM? THE CAPITALIST PART OUT OF THIS AND LOOKING TO KEEP OUR PEOPLE HERE. SO FULL SUPPORT AND LOOKING FORWARD TO MORE OF THESE. THANK YOU, CHAIR.

>> MEMBER PALTIN. >> THANK YOU, CHAIR. I JUST WANTED TO ADD, WHENEVER YOU BUY LAND WITH AFFORDABLE HOUSING FUNDS, THE WORST THING THAT WE COULD DO IS JUST SIT ON IT AND LET IT BE NOTHING, YOU KNOW? AND THAT IS PART OF THE REASON WHY I INITIALLY APPROACHED NA HALE O MAUI AND I BELIEVE MEMBER SUGIMURA ALSO APPROVED THEM. YOU KNOW, I WAS BLOWN AWAY, WHEN THEY DID NOT WANT TO ACCEPT IT. THEY LOOKED INTO IT AND THEY SAID IT'S ON THE CORNER OF A HIGHWAY, MAKAI OF A GAS STATION AND ALL OF THAT DIDN'T MEAN MUCH TO ME BECAUSE IT WAS AN OPPORTUNITY TO PUT LOCAL PEOPLE IN HOUSING. I APPRECIATE NA HALE O MAUI MODEL AS WELL, ALTHOUGH THEY ARE HAVING SOME TROUBLES WITH THEIR MEMBERS ON THE REBUILDS.

I THINK THEY HAVE A GOOD PROGRAM OVERALL. AND SO I WAS REALLY DISAPPOINTED THAT THEY WOULDN'T TAKE IT, AND IT WAS JUST SITTING THIS VACANT AND WE HAD PURCHASED IT WITH AFFORDABLE HOUSING FUNDS. AND THEN I APPROACHED LAHAINA COMMUNITY LAND TRUST, BECAUSE FOR ME, I HAVE SEEN THE DAMAGE THAT SPECULATIVE INVESTMENT DOES TO OUR LAHAINA COMMUNITY. SO THAT IS WHY I'M IN FAVOR OF LAND TRUST MODELS THAT ACTUALLY HOUSE MEMBERS OF OUR COMMUNITY, RATHER THAN ALLOW FOR SPECULATIVE INTERESTS. TO THE TESTIFIER BEFORE, I'M NOT SURE IF HE PREFERS SPECULATIVE INTEREST, BUT THAT IS NOT WHAT I'M HERE FOR. THANK YOU. >> MEMBER RAWLINS-FERNANDEZ.

>> MAHALO, CHAIR. I JUST WANTED TO QUICKLY ADD THAT I APPRECIATE THIS COUNCIL, AND THE ADMINISTRATION FOR SUPPORTING THE WORK THAT THE LAHAINA COMMUNITY LAND TRUST IS DOING IN HOUSING OUR RESIDENTS IN LAHAINA. AND I WANTED TO CALL UPON OUR ADMINISTRATION AS SINCE THE COUNTY DID PROMOTE MAUI STRONG AS THE FUND TO DONATE TO RECOVERY TO, TO URGE THE COMMUNITY FOUNDATION TO MAKE GOOD ON

ITS WORD TO PROVIDE FUNDING TO THE LAHAINA COMMUNITY LAND TRUST AS IT STATED IT WOULD, BECAUSE IT STILL HASN'T. MAHALO, CHAIR. >> THANK YOU. ANYONE ELSE? IF NOT, ALL THOSE IN FAVOR OF THE MOTION, PLEASE RAISE YOUR HAND, SAY AYE? . NINE AYES, SORRY.\r\n\r\nWE HAVE EIGHT AYES, ZERO NOS, MOTION CARRIES. EXCUSED IS MEMBER KAMA. LET'S SEE, MS. CLERK. >> THANK YOU, MADAM CHAIR. FOR REFERRAL TO THE WATER AND INFRASTRUCTURE COMMITTEE IS -- READING ITEM. RESOLUTION 25-22 APPLAUDING MAUI COUNTY HEALTH CARE WORKERS APPROVAL OF A NEW CONTRACT FOLLOWING LABOR DISPUTE WITH MAUI HEALTH SYSTEM AS A KAISER FOUNDATION HOSPITALS, LLC.. COUNCIL MEMBER JOHNSON.\r\n\r\nWHEREAS, >> MAUI HEALTH SYSTEM, A KAISER FOUNDATION HOSPITALS, LLC. OPERATES MAUI MEMORIAL MEDICAL CENTER, KULA AND LANAI COMMUNITY HOSPITAL; AND WHEREAS, A COMBINATION 930 WORKERS INCLUDE REGISTERED NURSES, SOCIAL WORKERS, PHYSICAL AND OCCUPATIONAL THERAPISTS, SPEECH AND LANGUAGE PATHOLOGISTS, IMAGING AND MAMMOGRAPHY TECHNICIANS, ADMITTING CLERKS AND RECEPTIONISTS WENT ON STRIKE NOVEMBER 4-7, 2024 REPRESENTED BY THE UNITED NURSES AND HEALTH CARE EMPLOYEES OF HAWAII; AND WHEREAS, THE THREE-DAY STRIKE WAS THE RESULT OF MONTHS OF FAILED NEGOTIATIONS AND MEDIATIONS TO SECURE A FAIR CONTRACT FOR IMPROVED WAGES SAFE STAFFING LEVELS AND TO ENSURE THE SAME RIGHTS AND PROTECTIONS AS OTHER KAISER FACILITIES; AND WHEREAS, COMPETITIVE WAGES AND SAFE STAFFING RATIOS ARE ESSENTIAL FOR IMPROVED WORKING CONDITIONS, HIGH-QUALITY PATIENT CARE AND BETTER PATIENT OUTCOMES; AND WHEREAS, SWIFT AND FAIR CONTRACT NEGOTIATIONS WITH MAUI HEALTH SYSTEM ARE IN THE BEST INTEREST OF HEALTH CARE WORKERS, AND ALL RESIDENTS OF MAUI COUNTY A AND DELAYED NEGOTIATIONS DEMONSTRATED THAT THE LACK OF URGENCY AND COMMITMENT TO MAUI COUNTY RESIDENTS' WELL-BEING; AND WHEREAS, WHILE THE DECISION TO STRIKE IS AN EMOTIONAL AND DIFFICULT ONE THAT PUTS LIVELIHOOD OF EMPLOYEES AT-RISK, THE RIGHT TO STRIKE IS PROTECTED UNDER THE NATIONAL LABOR RELATIONS WORK AND UNDERSCORES THE VITAL WORK OF WORKERS; AND WHEREAS, THE MAUI COUNTY COUNCIL ADOPTS RESOLUTION 24-19 FD 1, WHICH EXPRESSED ITS SUPPORT FOR MAUI COUNTY HEALTH CARE WORKERS, INCLUDING FAIR WAGES AND WORKING CONDITIONS, AND URGED MAUI HEALTH SYSTEM TO NEGOTIATE IN GOOD FAITH WITH THE UNION; AND WHEREAS, ON JANUARY 6,2025 A NEW FOUR-YEAR CONTRACT WITH MAUI HEALTH SYSTEM WAS AT RATIFIED, WHICH INCLUDES PAY INCREASES, A STAFFING PLAN, AND INCREASED RIGHTS AND PROTECTIONS, AVOIDING AN EXTENDED LABOR DISPUTE AND ADDITIONAL STRIKE; NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE COUNTY OF MAUI THAT: NO. 1, IT APPLAUDS MAUI COUNTY'S HEALTH CARE WORKERS, REPRESENTED BY THE UNITED NURSES AND HEALTH CARE EMPLOYEES OF HAWAII FOR THEIR COURAGEOUS ACTIONS TO FIGHT FOR A FAIR CONTRACT, WHICH BENEFITS THE HEALTH AND WELL-BEING OF ALL RESIDENTS OF MAUI COUNTY. NO. 2, THAT IT ACKNOWLEDGES MAUI HEALTH SYSTEMS RETURN TO THE BARGAINING TABLE TO NEGOTIATE A FAIR CONTRACT WITH THE UNION. 3, THAT IT SUPPORTS FAIR WAGES AND WORKING CONDITIONS FOR MAUI COUNTY'S HEALTH CARE WORKERS AND WORKERS EVERYONE. AND 4, THAT CERTIFIED COPIES OF THIS RESOLUTION BE TRANSMITTED TO THE HONORABLE JOSH GREEN, M.D., GOVERNOR, STATE OF HAWAII; KENNETH S. FINK, MD, MGA, MPH, DIRECTOR OF HEALTH, STATE OF HAWAII; GREG ADAMS, CHIEF EXECUTIVE OFFICER, KAISER PERMANENTE; LYNN FULTON, CHIEF EXECUTIVE OFFICER, MAUI HEALTH SYSTEM; KENNETH SCOTT, JR., MEDICAL DIRECTOR, KULA HOSPITAL; PENNY KOVAL, MSN RN, NHA, ADMINISTRATOR, LANAI COMMUNITY HOSPITAL; BRENNA RAWLS, RN, BSN, UNAC/UHCP STAFF REPRESENTATIVE; AND THE HONORABLE RICHARD T. BISSEN, JR.\r\n\r\nMAYOR, COUNTY OF MAUI. >> ANY MORE DISCUSSION? ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE? I SEE EIGHT AYES, ONE EXCUSED, MEMBER KAMA, MOTION CARRIES. >> THANK YOU, MEMBERS. LET'S ENJOY OUR WEEKEND WITH THE MEMBERS. >> THANK YOU.\r\n\r\nMS. CLERK. >> THANK YOU, MADAM CHAIR. MOVING ON TO ORDINANCES. AND THERE'S CURRENTLY NO ONE SIGNED UP TO TESTIFY ON THE ORDINANCES. SO WE'LL GO AHEAD AND GIVE LAST CALL FOR THAT, IF YOU WISH TO TESTIFY, PLEASE RAISE YOUR HAND IN TEAMS OR MAKE YOUR WAY TO THE PODIUM. CHAIR, I SEE KAI NISHIKI, PLEASE UNMUTE ON YOUR END.\r\n\r\nYOU SHOULD BE ABLE TO UNMUTE NOW. >> ALOHA. >> ALOHA. >> COUNCIL MEMBERS, KAI NISHIKI, TESTIFYING ON MY OWN BEHALF, JUST WANT TO DOUBLE-CHECK, I CAN TESTIFY ON BILL 146 AT

THIS TIME? >> YES. >> OKAY. THANK YOU.\r\n\r\nJUST WANTED TO MAHALO COUNCIL MEMBER GABE JOHNSON IN PROPOSING THIS BILL, WHICH YOU KNOW STATED THAT THE COUNCIL FINDS THAT THE COUNTY IS FACING A DIRE HOUSING SHORTAGE AND THAT STATUS QUO IS FAILING THE COUNTY'S RESIDENTS. AND REALLY GLAD TO SEE, YOU KNOW, FIXES WITHIN THE CODE, THAT HELP ON THIS PATH TO PRODUCING MORE HOUSING UNITS. SO JUST WANTED TO CALL ATTENTION TO ANOTHER FIX THAT WOULD BE GREATLY HELPFUL AS WELL AND THAT IS LOOKING AT THE DEPARTMENT OF WATER SUPPLY WATER STANDARDS FROM 2002, AND YOU CAN FIND THIS ON THE DWS ENGINEERING PAGE, AND THIS IS TABLE 100-18, WHICH IS THE DOMESTIC CONSUMPTION GUIDELINES AND SHOWS HOW MUCH MAUI COUNTY DEPARTMENT OF WATER SUPPLY SAYS THAT SINGLE-FAMILY HOMES UTILIZE AND MULTIFAMILY LOW-RISE AND HIGH-RISE GALLONS PER UNIT. AND AT THIS TIME, IT SHOWS AS THE DETERMINATION OF 600 GALLONS PER UNIT FOR SINGLE-FAMILY, OR DUPLEXES AND 560 GALLONS PER UNIT FOR MULTIFAMILY LOW-RISE AND RISE. IF YOU LOOK AT ACTUAL USE OF MULTI-FAMILY PROJECTS CURRENTLY, THE USE IS MORE CLOSE TO 300 GALLONS PER UNIT, OR LESS. AND THIS THEN HAS THE -- HAS DWS OVERESTIMATING, AND MAKING LIKE REQUIREMENTS FOR WATER USE THAT IS FAR HIGHER THAN WHAT WE EVEN WANT. THIS DOESN'T TAKE INTO CONSIDERATION WATER SAVING TECHNIQUES SUCH AS USING R-1 FOR IRRIGATION.\r\n\r\nSO THIS WOULD ALSO BE A FIX THAT COULD HELP WITH THE PRODUCTION OF AFFORDABLE HOUSING. SO I KNOW THAT IS A LOT OF TECHNICAL DETAIL KIND OF STUFF. SO I WILL EMAIL COUNCIL MEMBERS. MAHALO, MEMBERS. LOOKING INTO FIXES WITHIN THE COUNTY THAT ARE CONTRIBUTING TO PRODUCTION OF AFFORDABLE HOUSING. MAHALO NUI. >> ANY QUESTIONS?\r\n\r\nNEXT TESTIFIER. >> CURRENTLY, WE HAVE NO OTHERS SIGNED UP TO TESTIFY -- J.C. LAU IS MAKING HIS WAY TO THE PODIUM. >> THE ONE ON HERE ABOUT BUYING THE LAND IN WAI'EHU BEACH ROAD. THIS GOES ALONG WITH THE -- I WILL SPEAK AGAIN, POINT OF ORDER, MADAM CHAIR. YOU ARE GOING TO DO THE ORDINANCES SECOND AND FINAL READING. SO I CAN SPEAK AGAIN ON THAT PART? >> NO, ALL ORDINANCES GO TOGETHER.\r\n\r\n>> SO THESE THREE KIND OF GO TOGETHER THAT I WILL CALL THE HAWAIIAN ORDINANCES. I BELIEVE IN HAWAIIAN HOMES, ANYTHING THAT YOU CAN DO TO HELP THE HAWAIIANS THERE IS GOOD. AND WHEN I FIRST CAME TO MAUI, THAT WAS MY FIRST HOME. I STAYED AT BOY SCOUT CAMP THERE FOR THREE DAY AS YOU NOW I'M START GOING TO CHURCH OVER THERE, AND GO ACROSS THE BRIDGE AT THE END OF THE WHITE FENCE, EVERYBODY IS WELCOME ON THE MAUKA SIDE. SO BILL 117 AND 127 HIGHLY APPRECIATE THE AUTHOR OF THESE TWO BILLS. I DIDN'T REALLY IT WAS A REALLY SAD DAY FOR THE HAWAIIANS THAT I WOULD REALLY NOT LIKE TO REMEMBER. >> MS.\r\n\r\nCLERK. >> LAST CALL ON ORDINANCES. COUNTING DOWN, 3, 2, 1. CHAIR, THERE'S NO ONE ELSE TO TESTIFY. >> ANY OBJECTIONS TO CLOSING PUBLIC TESTIMONY AND ACCEPTING WRITTEN TESTIMONY ON ORDINANCES? SO ORDERED. MS. CLERK.\r\n\r\n>> CHAIR, BEFORE YOU IS BILL 2 (2025) A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE UNITED STATES ARMY CORPS OF ENGINEERS AND THE STATE HISTORIC PRESERVATION DIVISION OFFICER REGARDING THE DUMB LICK THE HISTORIC SPRING HOUSE IN THE LANAI PUBLIC LIBRARY IN THE RESPONSE TO THE 2023 LAHAINA WILDFIRES. >> MEMBER PALTIN. >> I MOVE TO PASS BILL 2 (2025) ON FIRST READING. FIRST READING. >> MOVED BY MEMBER PALTIN, AND SECONDED BY VICE-CHAIR SUGIMURA TO PASS ON FIRST READING. DISCUSSION, MEMBER PALTIN? >>>> YOU KNOW, NO ONE I KNOW WANTS THE SPRING HOUSE TO BE DEMOLISHED.\r\n\r\nI HAVEN'T SPOKEN TO ANYONE THAT WANTS TO DEMOLISH THE SPRING HOUSE. I GUESS YOU KNOW, WE DON'T OWN THE LAND. AND WE LIVE IN A CAPITALIST SOCIETY, WHERE PEOPLE'S GOALS IS TO EXTRACT EVERYTHING THAT THEY CAN, REGARDLESS OF HISTORY OUR DEPARTMENT OF 'OIWI RESOURCES DIRECTOR HAS REQUESTED EXPEDITED ACTION ON THIS ALL RIGHT IN HIS TRANSMITTAL, BECAUSE ONCE THE ARMY CORPS OF ENGINEERS FINISHES THEIR DEBRIS REMOVAL, IT'S DONE. THE COUNTY HASN'T ASKED FOR AN EXEMPTION IN THIS AND THE OLD LAHAINA STORE, WHICH IS THE BUILDING THAT FLEETWOOD'S IS IN ARE THE LAST WOULD PROPERTIES THAT HAVEN'T BEEN CLEARED YET . SO THIS IS AN INTERGOVERNMENTAL AGREEMENT WEN THE COUNTY, FEMA AND SHPD FOR DEBRIS REMOVAL AND STORAGE OF POHAKU ARTIFACTS FOUND IN LAHAINA PUBLIC LIBRARY, AND OLD SPRING HOUSE WALL SYSTEM, THE OLD SPRING HOUSE WALL SYSTEM. PUBLIC COMMENTS REQUESTS WERE HELD IN JUNE AND JULY OF 2024 ON TREATMENT MEASURES FOR BOTH STRUCTURES AND

MANY SENT IN COMMENTS TO SAVE THE SPRING HOUSE, BUT ULTIMATELY THE PRIVATE PROPERTY OWNER WENT WITH THE CHOICE TO DEMOLISH IT. OUR POHAKU KUPUNA WILL BE PLACED AT MOKU'ULA FOR THE TIME BEING AND I WOULD REMIND THE MEMBERS THAT WE HAVE THE LAHAINA RESTORATION FOUNDATION AND DIRECTOR ERIN WADE OF THE DEPARTMENT OF MANAGEMENT AVAILABLE AS RESOURCES. MY FRIEND JANE IS ALSO IN THE AUDIENCE, IF ANYONE WANTED TO ASK HER QUESTIONS.

I THINK THAT OF THE LEGAL OPTIONS AVAILABLE TO US UNDER THE UNITED STATES, THIS WOULD PROBABLY BE THE BEST OPTION FOR PRESERVATION OF CULTURAL ARTIFACTS. I DON'T BRIEF THE PRIVATE PROPERTY OWNER UNDERSTANDS WITH WHAT IT WILL BE AND THE NOSTALGIA AND PUNAWAI THAT RUNS BENEATH IT. I ASK FOR MEMBERS' SUPPORT OF MY MOTION. >> I HAVE A QUESTION. YOU ARE SAYING IF BE PASS THIS, WE'RE ALLOWED TO REMOVE THE RUBBLE AND DEBRIS AND KEEP IT, BUT WE WOULD LOSE THE LAND. >> WE DON'T OWN THE LAND. THAT IS MY UNDERSTANDING.

I THINK DEPUTY DIRECTOR WADE WOULD BE THE APPROPRIATE PERSON TO DIRECT QUESTIONS TO. >> DID YOU HAVE A COMMENT OR QUESTION, VICE-CHAIR SUGIMURA? >> ARE YOU GOING TO BRING DOWN OR ASK THE RESOURCES ? >> I'M GOING TO BRING THEM DOWN. DO YOU HAVE A QUESTION? >> I WAS WAITING TO ASK THE QUESTION ABOUT THE DEVELOPMENT AGREEMENT WITH THE NONPROFIT CONVEYED TO US. >> DEPUTY DIRECTOR WADE. TO THE PODIUM.

YES. NO MORE ROOM OVER HERE. [LAUGHTER ] THE QUESTION VICE-CHAIR SUGIMURA. >> I WAS WAITING FOR THIS TIME TO ASK ERIN WADE, DEPUTY MANAGING DIRECTOR WADE THIS QUESTION. YOU HAD SPOKEN ABOUT THAT -- >> CAN YOU SPEAK CLOSER TO THE MIC A DEVELOPMENT AGREEMENT MAY BE DRAFTED OR COULD BE DRAFTED INCLUDING A NONPROFIT, AND SO I WONDERED IF IT IS WITH LAHAINA HISTORICAL FOUNDATION -- RESTORATION WITH THEO MORRISON, WHO HAS BEEN THE EXPERT FOR LAHAINA. SO IT'S BETWEEN THE COUNTY AND THEO MORRISON OR THE PRIVATE DEVELOPER? WHOSE DEVELOPMENT AGREEMENT IS THAT?

>> THANK YOU. WE PURSUED BOTH OR DISCUSSED BOTH AS ALTERNATIVES THE FIRST BEING WITH LAHAINA RESTORATION, WHO DOES HAVE ORAL BEST HISTORY OF RESTORING STRUCTURES, INCLUDING SOME COUNTY OF MAUI OWNED STRUCTURES TO PURSUE THAT. NOT ALSO KNOWING THEIR FINANCIAL STATUS AND ABILITY, AND THE RESTRICTION AT THE TIME WAS WHETHER OR NOT LAHAINA RESTORATION WOULD BE ABLE TO RESTORE AND TAKE ON THAT LIABILITIES IN TIME FOR THE PRIVATE SIDE TO BE ABLE TO MOVE FORWARD WITH WHAT THEY WANTED DO? WE COULDN'T PROVIDE THOSE ASSURANCES IN ANY -- IN THE TIMEFRAME NEEDED FOR THE SECTION 106 CONSULTATION TO END. KIND OF THE SAME THING HAPPENED WITH OUR RESEARCH AS TO WHETHER THE COUNTY OF MAUI COULD DO SOMETHING SIMILAR AND TAKE IT ON? SO WE THEN - - THAT IS WHEN WE ASKED WHAT ABOUT ACQUISITION OF THE ENTIRETY OF THE PARCEL? AND THAT WASN'T SOMETHING THAT THE OWNER WAS INTERESTED IN AT THE TIME.

>> ONE MORE. SO IF THIS RESOLUTION, OR IF THIS BILL FAILS, AND WE'RE NOT ABLE TO HAVE THE ARMY CORPS OF ENGINEERS DO THE DEBRIS REMOVAL, OR WHATEVER THE STEPS ARE, I REMEMBER WHEN THIS FIRST HAPPENED. I JUST WANT THE OWNERS, I HOPE THEY ARE LISTENING TO THIS, THE DEBRIS REMOVAL IS SO EXPENSIVE AND KULA, WHEN THIS WAS ALL HAPPENING AND WE KEPT HEARING FROM ARMY CORPS ESTIMATES TO BE 70,000 TO 90,000 KULA'S AVERAGE WAS 200,000. SO THAT IS ONE THING. THE COST. I HOPE THE OWNER, IF THEY WANT TO DO THIS THEMSELVES UNDERSTAND THE COST IS ASTRONOMICAL FOR THIS SIZE OF PROPERTY AND WHAT IS TO HAPPEN. MY CONCERN IS, IF WE DON'T DO THIS, WE MAY LOSE THE HISTORICAL CONTEXT, AND PRESERVATION OF WHAT IS THERE. I MEAN, IT'S NOT GOING TO BE THROWN AWAY FROM WHAT I UNDERSTAND.

THERE'S GOING TO BE CARE FROM COUNTY TO PRESERVE WHAT WE CAN OF THE PROPERTY, CORRECT? >> MS. WADE. >> THANK YOU. JUST TO CLARIFY, THE MAJORITY OF THE SURFACE DEBRIS REMOVAL HAS ALREADY OCCURRED. EVERYTHING, BUT THE STANDING WALLS OF THE SPRING HOUSE AND CONCRETE SLAB HAS ALREADY BEEN TAKEN UNDER THE DEBRIS REMOVAL MISSION. ALL THAT REMAINS TODAY IS THE VERTICAL STRUCTURE AND THE CONCRETE SLAB.

SO THEY HAVE ALREADY RECEIVED SIGNIFICANT BENEFIT FROM THE PPDR PROGRAM. IN TERMS OF RETAINING WHAT IS HISTORICALLY VALUABLE, AND THE POHAKU, THE AGREEMENT BEFORE YOU TODAY REPRESENTS REALLY OUR ONLY ABILITY TO CONTROL THOSE PORTIONS OF THE HISTORIC ASSET, WHICH WOULD THEN BE BROUGHT TO COUNTY'S PROPERTY. >> THANK YOU VERY MUCH. >> MEMBER UU-HODGINS. >> THANK YOU, CHAIR. THANK YOU,

DEPUTY . I'M WONDERING ABOUT -- I WAS LOOKING THROUGH THIS. I DO SEE DAWN CHANG HAS SIGNED THE LAST PAGE OF THE AGREEMENT AS THE STATE HISTORIC PRESERVATION DIVISION OFFICER.\r\n\r\nCAN YOU PLEASE TALK TO ME ABOUT THAT PROCESS? SO SHE SIGNED, BUT DID SHPD REVIEW THIS? AND THEN IS THERE A PROCEDURE IN HOW IT'S DEMOED TO PROTECT THE POHAKU KUPUNA? >> YES. THANK YOU. THE ARMY CORPS OF ENGINEERS DID THIS AS WELL FOR THE LIBRARY, WHERE THERE WAS ALREADY POHAKU PRESERVED AND HAS BEEN RETAINED IN A SIMILAR MANNER OF BUT BECAUSE IT'S ALL WITHIN GOVERNMENT, WE WERE ABLE TO PROCEED WITHOUT NEEDING TO COME BACK FOR THIS DISCUSSION. THEY DO HAVE A SPECIFIC WAY.\r\n\r\nI'M NOT AN ENGINEER, OR A CONTRACTOR AND CAN'T REALLY DESCRIBE, BUT THEY WERE QUITE SUCCESSFUL IN RETAINING THE POHAKU INTACT TO A LARGER EXTENT THAN WHAT WAS ORIGINALLY ANTICIPATED. THIS IS A DIFFERENT TYPE OF POHAKU, BUT WE'RE HOPEFUL QUITE A BIT WILL BE ABLE TO BE SAVED. >> OKAY. IT'S GOING TO BE MOVED TO COUNTY PROPERTY? >> CORRECT. >> HOW DO WE PROTECT THE POHAKU ON OUR COUNTY PROPERTY? IS IT IN A STRUCTURE?\r\n\r\nIS IT JUST OUT AND ABOUT? >> IT'S IN A RETAINED FENCED AREA ON COUNTY PROPERTY. >> AND WHEN IF EVER THE CURRENT LANDOWNER DECIDES TO REBUILD, DOES HE HAVE ACCESS OR DO THEY HAVE ACCESS RATHER TO THIS? >> THAT WOULD BE THE UNDERSTANDING AND AS PART OF THE SECTION 106 AGREEMENT THAT THE ROCK COULD BE UTILIZED FOR RECONSTRUCTION IF THAT IS THE INTENT OF THE MONITOR. >> NOT, AS MEMBER PALTIN SAID, FOR ANY SORT OF COMMERCIAL ACTIVITY. >> GREAT QUESTION. THROUGH THE HISTORIC DISTRICT REVIEW PERMIT, AS THAT PROCESS MOVING FORWARD FOR RECONSTRUCTION, ALL OF THIS BOB REVIEWED WITH THE CULTURAL COMMISSION AND ROUTED TO SHPD FOR REVIEW AND COMMENT, AND OVERSIGHT.\r\n\r\nADDITIONAL PROCESS ADD AS PART OF THE HINTING DISTRICT 2 IS WHEN THE SECTION 106 COMMENTS AND AGREEMENTS COULD BE BROUGHT BACK INTO WHATEVER NEW DEVELOPMENT COULD COME FORWARD. >> THANK YOU. THANK YOU, CHAIR. >> MR. SINENCI. >> THANK YOU MS. WADE.\r\n\r\nFOLLOWING UP WITH QUESTIONS FROM MEMBER UU-HODGINS, THE CULTURAL MONITORS WILL ALSO BE PART OF THE DEMOLITION? >> YES. THROUGHOUT ALL OF THE DEBRIS REMOVAL THERE WERE CULTURAL MONITORS PRESENT. IN THIS CASE, I THINK ALSO ARCHAEOLOGISTS. >> OKAY. IT LOOK LIKE DIRECTOR MOLITAU HAD REQUESTED THAT A TEMPORARY BURIAL CRYPT BE PLACED ON THE PROPERTY. ARE THERE IWI KUPUNA?\r\n\r\n>> THE TEMPORARY BURIAL CRYPT HAS BEEN PLACED ON THE LIBRARY PROPERTY TO RECEIVE ANY IWI KUPUNA FOUND DURING DEBRIS REMOVAL IN THIS IMMEDIATE VICINITY. THAT HAS ALREADY TAKEN PLACE AND IT'S NOT NONE IF THERE'S IS IWI KUPUNA ON THIS PROPERTY. >> SO HISTORIC PRESERVATION HAS AGREED TO KEEP ANYTHING FOUND ON THE PROPERTY AND NOT TO EXTRACT IT OFF-SITE? >> THE SPRING HOUSE IS ON A SITE SEPARATE FROM THE LIBRARY. THE LIBRARY IS ACROSS THE STREET, AND KIND OF KITTY-CORNER. THE UNDERSTANDING IS, AND I BELIEVE DIRECTOR MOLITAU IS ON THE LINE, IF YOU WOULD LIKE TO SPEAK WITH HIM DIRECTLY ABOUT THIS? >> SURE.\r\n\r\n>> FOR THAT SPACE, FOR THE CRYPT TO BE UTILIZED IN THE EVENT IT WAS NEEDED FOR THIS. I THINK HE IS AVAILABLE, IF NECESSARY. >> CHAIR, IF WE MAY HAVE DIRECTOR MOLITAU. >> MR. MOLITAU, ARE YOU ON THE LINE? DO YOU SEE HIM? >> ALOHA.\r\n\r\n>> ALOHA, WE HAVE SOME QUESTIONS FOR YOU. MR. SINENCI, COULD YOU ASK YOUR QUESTIONS, PLEASE ? >> CAN WE DESIGNATE HIM AS A RESOURCE FOR COUNCIL? >> HE IS THE DIRECTOR AND MR. SINENCI, ASK YOUR QUESTION. >> THANK YOU, CHAIR. MAHALO MR.\r\n\r\nMOLITAU. THE BURIAL CRYPT WILL BE PLACED ON THE LIBRARY PROPERTY AND IT'S THERE IN THE EVENT THAT IWI KUPUNA DO SURFACE OR DO GET EXPOSED. IT'S THERE AS A HOLDING PLACE UNTIL THE LINEAL DESCENDANTS DECIDE WHAT TO DO. WE'LL HAVE CULTURAL PRACTITIONERS READY TO BE ABLE TO CARE FOR THE IWI KUPUNA IN THE EVENT THAT THIS DOES OCCUR. AND WE'LL BE WORKING WITH OUR LOCAL PRACTITIONERS THERE IN LAHAINA AS WELL MAHALO THANK YOU. THANK YOU, CHAIR. >> MEMBER PALTIN.\r\n\r\n>> CAN I PLEASE ASK A QUESTION TO THE DIRECTOR AS WELL. >> SURE. >> DIRECTOR MOLITAU, CAN YOU THINK OF ANY PUBLIC PURPOSE TO KEEP THE SPRINGS HOUSE IN ITS CURRENT STATE? >> I THINK THAT IS THE DESIRE OF MANY, EVEN FOR MYSELF, BUT UNDERSTANDING THE COMPLEXITIES OF THIS PARTICULAR ENGAGEMENT AND THE PRIVATE LANDOWNER'S WISH, I THINK THE CONCERN WAS FOR THE ACTUAL ARTIFACT OF THE POHAKU KUPUNA, BECAUSE OF THEIR STANDING WITHIN THE COMMUNITY OF LAHAINA. WHEN WE LOOK

AT THOSE POHAKU, THEY ARE NOT ONLY POHAKU THAT COME FROM 'AINA, BUT I BELIEVE THERE ARE SOME POHAKU THAT ACTUALLY COME FROM THE -- FROM OUR PART OF THE CORAL COMPLEX OF THAT PARTICULAR AREA. SO THOSE ARE MANIFESTATION FORMS OF AKU, OF KANALOA AS KANI AND TO BE ABLE TO CONTINUE TO CARE FOR THEM IN THE MANNER IN WHICH WE CAN UTILIZE THEM LATER FOR EITHER THE HALE NEEDS, THAN I WANTED TO BE ABLE TO FIND OUT WHAT WOULD BE THE BEST OPTION TO CARE FOR THAT, AND I DIDN'T WANT IT TO NECESSARILY GO INTO A DEBRIS PILE. SO TO ANSWER YOUR QUESTION, YES, IT'S TO KEEP THE SPRING HOUSE, BUT UNDERSTANDING THE CHALLENGES OF IT, WE WERE TASKED WITH WHAT WE'LL DO WITH THOSE POHAKU? \r\n\r\n>> AND I GUESS CULTURALLY AND HISTORICALLY, IN THE POHAKU WERE TO BE USED IN A REBUILD FOR SOMETHING, LIKE A COMMERCIAL BAR, IS THAT THE CORRECT USE? >> IF YOU ARE ASKING ME AS A PRACTITIONER, IT'S CULTURALLY INAPPROPRIATE TO BE ABLE TO UTILIZE THOSE STONES. THE POHAKU AGAIN EMITS HISTORICAL FACTS OF THAT PARTICULAR USAGE IS BUILT UPON A PUNAWAI THAT HAS FED THE ALELI GROUNDS FOR GENERATIONS. SO PRIOR TO ALL OF THAT, AND THEN PLACED UPON THE HALE, I WOULD NOT UTILIZE THOSE POHAKU FOR THOSE KIND OF COMMERCIAL ACTIVITY. >> AND THEN I GUESS MY NEXT FOLLOW-UP QUESTION WOULD BE TO CORP. COUNSEL. IS THERE ANYTHING IN BILL 2 THAT WOULD ALLOW US TO NOT UTILIZE OUR POHAKU KUPUNA IN THE REBUILDING OF A COMMERCIAL BAR AS DIRECTOR MOLITAU SAID, IT'S NOT APPROPRIATE USAGE. \r\n\r\n>> THANK YOU FOR THE QUESTION. I DON'T BELIEVE SO BUT BECAUSE THIS NEEDS A SECOND READING, WHY DON'T WE TAKE A LOOK AT THAT FOR YOU BEFORE SECOND READING? BUT I DON'T BELIEVE SO. >> THEN I GUESS FOR FOLLOW-UP WITH DEPUTY WADE, GIVEN THE HISTORY THAT DIRECTOR MOLITAU JUST SAID AND THAT WE LOST SO MUCH OF OUR HISTORICAL STRUCTURES, WOULD THE ADMINISTRATION CONSIDER EMINENT DOMAIN AND THE PUBLIC PURPOSE BEING PRESERVATION OF OUR HISTORIC AND CULTURAL RESOURCES AS THEY ARE, AND PROTECTION OF THE PUNAWAI UNDERNEATH? >> MS. WADE. >> THANK YOU FOR THAT QUESTION. \r\n\r\nWE HAVEN'T DISCUSSED IT DIRECTLY. SO I WOULD HAVE TO BRING IT UP AS AN EMINENT DOMAIN ACTION. WE HAVEN'T FRAMED IT IN THAT WAY YET AND I WOULD NEED TO CONSULT WITH CORP. COUNSEL IF WE HAD JUST CAUSE TO DO SO. I KNOW THERE'S SIGNIFICANT INTEREST IN ENSURING, OR FINDING A WAY FOR THE SPRING HOUSE TO REMAIN WHERE IT IS. >> MAYBE YOU CAN LOOK INTO THAT AS WELL BEFORE? OKAY. \r\n\r\nWE CAN'T DO A ROLL CALL WHO WANTS EMINENT DOMAIN? >> I SURE WOULD LIKE TO KNOW HOW MUCH IT'S WORTH? ESTIMATED APPRAISAL? >> I CHECKED THE ASSESSOR ROLL BEFORE I CAME DOWN, AND THE ENTIRETY OF THE PARCEL SHOWING AT \$3 MILLION, WHICH SEEMS QUITE LOW. AND WE HAD SPOKEN ABOUT POTENTIALLY NOT NEEDING TO ACQUIRE THE WHOLE THING AND ALLOWING PROPERTY OWNER TO UTILIZE PORTIONS OF IT. SO I THINK WE WOULD HAVE TO IDENTIFY THE TRUE COST OF THE PROPERTY BEFORE WE COULD MAKE A PROPOSAL. >> MEMBER SUGIMURA. \r\n\r\n>> WHAT IS THE USE OF THE -- WHAT WAS THE USE OF THE PROPERTY? >> THE GROUND FLOOR WAS AN ABC STORE AND THE SECOND FLOOR WAS CAPTAIN JACK'S A BAR AND RESTAURANT. THE BACK HOUSE IS WHERE THE SPRING HOUSE WAS. IF YOU WERE IN LAHAINA, IT FELT LIKE IT WAS PART OF THE WHARF AND BLENDED INTO THE WHARF SPACE, RIGHT AT THE EDGE WHERE CAMPBELL WAS AND CAPTAIN JACK'S AND ABC AND SPRING HOUSE, MOST PEOPLE DIDN'T KNOW BUT IT WAS RIGHT IN THE BACK OF THOSE. >> NO WONDER. OKAY THANK YOU. >> MEMBER JOHNSON. \r\n\r\n>> THAT IS WHERE THE EXPEDITION FERRY'S OFFICE WAS? >> I'M SORRY, I DON'T KNOW. >> I KNOW THAT LITTLE BUILDING WAS AMIGOS, THE MEXICAN RESTAURANT? >> I THINK THEO MORRISON HAS MORE INFORMATION ON THAT, IF YOU WANTED TO CALL HER AS A RESOURCE. >> OKAY. >> ALOHA. BACK AGAIN. \r\n\r\nOKAY. SO THIS -- IT WAS A SLICE OF -- IT LOOKED LIKE A SLICE OF THE WHARF, BUT IT'S A SEPARATE PIECE OF PROPERTY. SO IF YOU ARE ON FRONT STREET AND LOOKING AT CAMPBELL PARK NEXT TO THE PARK IS A SLICE OF THE WHARF. I THINK THEY SHARE A WALL SO IT LOOKS LIKE IT'S PART WHARF. CAPTAIN JACK'S WAS A RESTAURANT ON THE TOP. BEHIND THAT PORTION -- IT'S A TWO-STORY BUILDING. THE SPRING HOUSE WAS BEHIND, DIRECTLY BEHIND THE ABC STORE. \r\n\r\nIT WAS AT ONE TIME USED BY LAHAINA RESTORATION AS AN EXHIBIT AREA AND WE HAD THE LENS, WHICH I THINK WENT BACK TO MOLOKA'I, THE BIG -- I DON'T KNOW HOW YOU SAY IT, FRIENDS OF THE LIGHTHOUSE WAS IN THERE. ABC STORE WANTED TO USE IT FOR STORAGE. SO THAT IS WHAT IT BECAME. THERE'S A LARGE WALKWAY TO GO INTO THE WHARF,

DIRECTLY ACROSS FROM THE SPRING HOUSE IS THE EXPEDITION'S OFFICE AND THAT IS A TWO-STORY BUILDING THAT THE OFFICE WAS ON THE TOP. THAT IS HOW IT WAS, I SHOULD SAY THANK YOU SO MUCH. >> I DID HAVE ONE OTHER COMMENT. I UNDERSTAND THIS WHOLE SITUATION, BUT WE JUST WANT TO GO ON RECORD, LAHAINA RESTORATION WANTS TO GO ON RECORD AS WE'RE OPPOSED TO THE DEMOLITION OF THE SPRING HOUSE.\r\n\r\nBUT ASSUMING IT DOES GET DEMOLISHED DO WE HAVE DRAWINGS OF IT? YOU KNOW WHAT HABS DRAWINGS ARE? HISTORICAL ARCHITECTURAL DRAWINGS THAT ARE DRAWINGS THAT ARE VERY EXACT ON THE ACTUAL BUILDING. BECAUSE IF WE JUST SAY, IF ALL YOU HAVE IS PHOTOGRAPHS OR SOMETHING, ASSUMING IT DOES GET REBUILT, IT WON'T NECESSARILY GET BUILT THE SAME WAY. SO IT'S REALLY IMPORTANT THAT WE HAD THAT DOCUMENTED RECORD OF THE STRUCTURE. >> I'M SURE DEPUTY WADE IS TAKING DOWN THAT INFORMATION. >> OKAY.\r\n\r\n>> MEMBER SINENCI. >> THANK YOU, CHAIR. MY QUESTION IS HAS THE COMMUNITY OR THE HISTORIC SOCIETY KIND OF LOOKED AT THIS WHOLE HISTORIC DISTRICT AS A WHOLE? WE HAVE GOT THE REBUILD OF THE HARBOR, WE HAVE GOT THE SECOND HISTORIC DISTRICT. WE HAVE GOT THE STATE NOT REBUILDING KAMEHAMEHA III SCHOOL WITH THE POTENTIAL OF IWI KUPUNA IN THIS WHOLE SECTION. SO HAS, AND MAYBE TO DIRECTOR MOLITAU HAS THE DEPARTMENT OR HISTORICAL SOCIETY LOOKED AT, I GUESS THE REDESIGN OF THIS ENTIRE SPACE? CONSIDERING ALL OF THESE DIFFERENT THINGS ARE A BIG PART OF THE WHOLE FRONT STREET AREA, PARTICULARLY TOWARDS THE HISTORICAL DESIGNATION SITES.\r\n\r\n>> SO JUST SO YOU UNDERSTAND OUR SITUATION. SO WE'RE A NONPROFIT. A BIG PERCENTAGE OF OUR FUNDING CAME FROM THE PARKING LOT BEHIND THE BALDWIN HOME. WE MADE ABOUT \$800,000 A YEAR OFF THAT, WITH VERY LITTLE STAFF OVERSIGHT PEOPLE JUST CAME IN AND ALL AUTOMATIC. THEY PAID AND WE GOT THE MONEY. AND THAT ENABLED US TO DO MUCH OF THE THINGS THAT WE DID. THE FREE CLASSES, THE MUSEUM TOURS ALL OF THESE THINGS, NEW MUSEUMS AND WE DON'T HAVE THAT ANY MORE.\r\n\r\nWE COMPLETELY DON'T HAVE THAT. SO WE ARE NOW LOCATED OVER HERE NEXT TO THE GRACE OF THE SUGAR MUSEUM, THEY LET US USE THE MUSEUM. WE HAVE TWO FUNDRAISERS AND THAT IS HOW WE MAKE OUR MONEY. PLUS, WE HAVE COMMITTED TO THE RESTORATION OF EIGHT HISTORIC BUILDINGS IN TOWN, THREE OF WHICH ARE COUNTY BUILDINGS. THAT IS THE OLD LAHAINA COURTHOUSE, THE PRISON, AND HALE ALOHA. >> OKAY. THEO, WE'RE GOING TO HAVE TO GET BACK -- . WELL JUST TO EXPLAIN.\r\n\r\nI WOULD LOVE TO. THERE'S NO WAY. THERE'S JUST -- I THINK THE COUNTY SHOULD COME TOGETHER AND HAVE A VISION FOR LAHAINA. I KNOW THEY DID ALL THE WORKSHOP THINGS, BUT THERE SHOULD BE A COUNTY VISION, SO WE CAN ALL AGREE ON WHAT THE VISION IS, WHICH WOULD INCLUDE MOKU'ULA AND THE HARBOR, AND WE HAVEN'T SEEN THAT VISION. >> WE'RE GOING TO HAVE TO GET BACK TO THE SPRING HOUSE. >> OKAY JUST TO ADD ANOTHER AGENCY WAS REPRESENTATIVE TOKUDA WAS ALSO TRYING TO DESIGNATE -- >> HERITAGE, WE TOTALLY SUPPORT THAT. >> THANK YOU.\r\n\r\nTHANK YOU, CHAIR. >> ANY MORE QUESTIONS FOR THEO? IF NOT, THANK YOU. DEPUTY WADE, LET'S SEE IF ANYBODY ELSE HAS ANY MORE QUESTIONS FOR YOU WHILE YOU ARE THERE? MEMBER PALTIN. >> I GUESS I JUST WOULD REQUEST BETWEEN NOW AND SECOND READING, IF THE ADMINISTRATION AND CORP. COUNSEL COULD LOOK INTO JUST EMINENT DOMAIN OF THE PORTION WHERE THE SPRING HOUSE IS STANDING.\r\n\r\nI MEAN, IF SHE WANTS TO PUT A BAR WHERE THE ABC STORE IS, OR WAS, HAVE AT IT. BUT MAYBE IF WE CAN JUST KEEP THAT PART OF OUR HISTORY, YOU KNOW? LIKE, BECAUSE YOU KNOW, A BIG PART OF THE HISTORY OF LAHAINA IS ABOUT THE WATER, AND HOW IT BECAME INTO PRIVATE HANDS. THIS COULD BE LIKE THE PUBLIC PURPOSE IS BRINGING THE SPRING HOUSE AND THE WATER BACK INTO PUBLIC HANDS. IT CAN BE PART OF THE VISION AND THE HISTORY THAT WE TEACH ABOUT LAHAINA. >> THE OTHER THING I WOULD ASK AS FAR AS THE DR CDBG FUNDS, WE KNOW PRIMARILY THAT MONEY SHOULD BE USED FOR HOUSING AND INFRASTRUCTURE. BUT CAN SOME OF IT BE USED TO PRESERVE HISTORICAL DISTRICTS?\r\n\r\n>> THE CDBG DR FUNDS HAVE TO BE USED TO LOW TO MOD INCOME PURPOSES UP TO 70% OF THE USE OF IT NEEDS TO BE LOW TO MOD INCOME PURPOSES. HISTORIC PRESERVATION ISN'T ONE OF THE CATEGORIES THAT WAS DEFINED, BUT ECONOMIC DEVELOPMENT IS ONE OF THE PORTIONS THAT WE COULD INVESTIGATE DETERMINING IF THERE COULD BE A NEXUS THERE? >> OKAY. THAT IS GOOD. >> AND POSSIBLY THE PRESERVATION OF THE SPRING HOUSE AS IT STANDS COULD DRIVE ECONOMIC

REVITALIZATION FOR THE SURROUNDING PORTION OF THE PROPERTY, AND THE COST OF ACQUIRING THAT COULD ASSIST THE LANDOWNER WITH OTHER DEVELOPMENTS THAT THEY MAY WANT TO PURSUE ON THE REMAINDER OF THAT PROPERTY AND HAVING THE SPRING HOUSE AS A SITE, COULD DRAW IN FOLKS THAT WANT TO EXPERIENCE THE HISTORY OF WATER BEING GIVEN BACK TO THE PUBLIC. >> ANY MORE QUESTIONS, MEMBERS? VICE-CHAIR SUGIMURA.\r\n\r\n>> THANK YOU. THE ECONOMIC DEVELOPMENT COMPONENT OF ALL OF THE FUNDING WE'RE GETTING, I DON'T KNOW IF IT'S TOO MUCH OF AN ASK BEFORE SECOND READING TO HAVE SOME INFORMATION ON THAT? THE OTHER THING, JILL TOKUDA EFFORT FOR HISTORIC PRESERVATION FOR THE DISTRICT, I THINK IT'S SIGNED BY BIDEN. SO IT'S SOMETHING THAT IS DONE. CAN YOU ALSO FIND OUT WHAT THAT DOES OR IS THAT TOO BIG OF A QUESTION AT THIS POINT OF WHERE WE ARE? I'M CURIOUS, TO JUST TIE INTO WHAT MEMBER SINENCI ASKED. I THINK IT WAS DONE.\r\n\r\nWHAT DOES THAT MEAN FOR THIS IN OUR REBUILD? >> FOR THE FIRST QUESTION ABOUT THE DR, WE WON'T BE ABLE TO FIRMLY IDENTIFY IF FUNDS CAN BE USED FOR THE SPECIFIC ACTIVITY PRIOR TO US COMPLETING THE ACTION PLAN. WE HAVE TO GO THROUGH PUBLIC OUTREACH AND ACTION PLAN. OTHERWISE WE HAVE CREATE A SELF-LIMITING ACTION, WHICH IS NOT ALLOWED BY HUD. WE CAN FIND OUT IF THIS CATEGORY OF FUNDING COULD BE USED FOR THIS PURPOSE. AND I CAN BRING BACK MORE INFORMATION ABOUT THE HERITAGE AREAS THANK YOU. >> THANK YOU.\r\n\r\n>> ANYBODY ELSE? >> CHAIR? >> MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. SO THE LIBRARY, THE TITLE OF 'AINA LIBRARY -- LAHAINA LIBRARY IS STATE, IS HAWAII; RIGHT? SO THEN THE SPRING HOUSE, THE ADDRESS OF THAT IS THAT THE 666 FRONT STREET? >> YES.\r\n\r\n>> OKAY. SO THAT IS THE TRUST THAT HOLDS TITLE TO THAT 'AINA. BECAUSE I'M WITH DIRECTOR MOLITAU AND MEMBER PALTIN AND YOU, DEPUTY AND THE COMMUNITY TO PRESERVE IT AND I UNDERSTAND THE ORDER IS TO SECURE THE POHAKU. I LOOKED UP WHAT WAS STANDING, AND I DON'T KNOW IF THAT WOULD BE HELPFUL FOR OTHERS TO BE ABLE TO SEE? IF YOU THINK SO, I CAN SHARE SCREEN, CHAIR. >> SURE, GO AHEAD. >> OKAY.\r\n\r\nDO YOU SEE IT? >> YES. >> THIS IS FROM THE MAUI NEWS AND THIS IS FROM THE LAHAINA PRESERVATION WEBSITE. LET'S SEE HOW DO I SHARE? >> ALL OF THAT HAS BEEN REMOVED BY THE ARMY CORPS OF ENGINEERS. >> IT LOOKS LIKE THIS NOW? SO THIS IS THE DEBRIS AND THIS IS KIND OF WHAT IT LOOKS LIKE NOW.\r\n\r\n>> YES, THAT IS CORRECT. >> AND THIS IS WHERE IT IS. >> EXACTLY. >> MINUS THE STRUCTURES, OF COURSE. OKAY. I NEEDED TO ORIENT MYSELF, AND IT SOUNDS LIKE OTHERS NEEDED THAT, TOO. NOT PALTIN, SHE KNOWS WHERE SHE IS TALKING ABOUT, I DON'T. SO I GUESS IF THEY ARE GOING TO DEMOLISH IT, I MEAN, ONE, THERE'S LIKE PROTECTION, BUT IT SOUNDS LIKE THE PROTECTION IS NOT PROTECTING IT.\r\n\r\nSO I DON'T KNOW. THAT DOESN'T -- WHICH IS CONCERNING, BECAUSE THEN IS THIS AN INDICATION OF HOW MOKU'ULA WILL BE TREATED WHEN CLEARING? >> MOKU'ULA IS PARTIALLY OWNED BY THE COUNTY, AND PARTIALLY BY SALVATION ARMY . SO REALLY NEED TO WORK WITH SALVATION ARMY. >> OKAY. I JUST -- YOU KNOW, WE PASS THESE LAWS TO CREATE PROTECTIONS, AND THEN WHEN THOSE PROTECTIONS ARE REALLY NEEDED, THEY FEEL LIKE WHAT IS THE EXPRESSION? PAPER TOOTH TIGERS, THEY MEAN NOTHING. IT FEELS SO DISINGENUOUS FOR THE COMMUNITY, FOR THE PUBLIC, WHEN WE CREATE THESE PROTECTIONS, AND IT'S LIKE, YOU KNOW, INSURANCE; RIGHT?\r\n\r\nYOU COME DOWN AND YOU NEED IT, AND THEN YOU GET NOTHING. SO I SUPPORT ANY EFFORT TO MAKE THESE PROTECTIONS MEAN SOMETHING, BECAUSE IT IS SOMETHING THAT IS IMPORTANT TO OUR COMMUNITY. TO OUR HISTORY. AND TO OUR CULTURE. SO I THINK THAT IS MORE IMPORTANT THAN ECONOMIC DEVELOPMENT. I THINK PRESERVING OUR IDENTITY, AND WHO WE ARE IS FOUNDATIONAL. MAHALO, CHAIR.\r\n\r\n>> THANK YOU. ANY MORE QUESTIONS? GOING TO LET THE RESOURCE PERSON GO. THANK YOU VERY MUCH, MS. WADE. ALL RIGHT. ARE YOU READY FOR THE VOTE? \r\n\r\nSHALL WE TAKE ROLL CALL? ROLL CALL. >> COUNCIL MEMBER PRO TEMPORE TASHA KAMA? >> EXCUSED. >> VICE-CHAIR SUGIMURA? >> YES. >> COUNCIL MEMBER PALTIN?\r\n\r\n>> YES AT THIS TIME. >> COUNCIL MEMBER JOHNSON? >> AYE. >> COUNCIL MEMBER RAWLINS-FERNANDEZ? >> AYE. >> COUNCIL MEMBER COOK AYE. >> COUNCIL MEMBER UU-HODGINS? \r\n\r\n>> AYE. >> COUNCIL MEMBER SINENCI? >> AYE WITH RESERVATIONS, CHAIR. >> COUNCIL CHAIR LEE? >> AYE. >> CHAIR, THERE ARE EIGHT AYES, ONE EXCUSED. MOTION CARRIES.\r\n\r\n>> NEXT ITEM. >> CHAIR, BEFORE YOU IS BILL 3 (2025) A BILL FOR AN ORDINANCE TO RATIFY

ORDINANCE 5701 (2024) AMENDING THE LANA'I COMMUNITY PLAN FOR 26 1.349 ACRES LOCATED IN LANA'I CITY, LANA'I, HAWAII IDENTIFIED AS TAX MAP KEY (2)4-9-001:021, 024, 030 AND 2-4-9-002-001 PORTION, 061 PORTION, 2-4-9-018:002 PORTIONS, 003 PORTIONS, 005 AND -4-9-020-009 LANA'I PROJECT DISTRICT 2 KO'ELE. >> DISCUSSION, VICE-CHAIR SUGIMURA. >> MAY I ASK THAT COUNTY COMMUNICATION 25-3 BE RECALLED BY THE CLERK. >> THANK YOU COUNTY COMMUNICATION 25-3 FROM COUNCIL CHAIR LEE TRANSMITTING AN AMENDMENT TO BILL 3 (2025), ENTITLED, " A BILL FOR AN ORDINANCE TO RATIFY ORDINANCE 570 (2024) AMENDING THE LANA'I COMMUNITY PLAN FOR 268.349 ACRES LOCATED IN LANA'I CITY, LANA'I, HAWAII IDENTIFIED ADZ TAX MAP KEYS -- LISTING TAX MAP KEYS. >> VICE-CHAIR SUGIMURA. >> I MOVE TO SUBSTITUTE BILL 3 (2025) WITH THE PROPOSED FD 1 VERSION ATTACHED TO COUNTY COMMUNICATION 25-3 AND TO FILE COUNTY COMMUNICATION 25-3. >> MOVED BY VICE-CHAIR SUGIMURA, SECONDED BY MEMBER COOK TO SUBSTITUTE WITH THE ASF THAT WAS DISTRIBUTED.\r\n\r\n>> YES. >> ANY DISCUSSION ON THAT MOTION? >> MEMBERS, I WOULD LIKE TO SUBSTITUTE THE POSTED BILL 3 (2025) WITH FD 1 VERSION OF THAT BILL APPROVED AS TO FORM AND LEGALITY BY CORPORATION COUNSEL AND ONCE WE HAVE MADE THAT, I WILL SPEAK TO THE BILL IN SUPPORT AND MY MOTION. >> ANY DISCUSSION ON THE SUBSTITUTION? MEMBER JOHNSON. >> MAYBE IT'S MY INTERNET, BUT I HAVE NOT GOTTEN -- >> IT'S COUNTY COMMUNICATION. >> COULD YOU PLEASE SPEAK UP?\r\n\r\nWAS THAT PASSED OUT, STAFF? >> THAT WAS THE COMMUNICATION. >> OH, OKAY. >> SO THIS IS -- ALL RIGHT. BEG YOUR PARDON, THANK YOU, CHAIR. >> VICE-CHAIR SUGIMURA, DISCUSSION. >> MECHANICS, LAST YEAR WE CONSIDERED AND PASSED ORDINANCE 5702 TO AMEND THE LANA'I COMMUNITY PLAN FOR THE KO'ELE DISTRICT AND REQUIRED BY CODE TO HOLD A MEETING ON THAT IN LANA'I AND FAILED DO SO.\r\n\r\nTHIS BILL WOULD ADDRESS THAT PROCEDURAL LAPSE BY ALLOWING US TO CONDUCT FUTURE PUBLIC HEARING ON LANA'I BEFORE SECOND READING OF THIS BILL AND IF APPROPRIATE RATIFY ORDINANCE 5702. I ASK FOR YOUR SUPPORT, MEMBERS. >> ANY DISCUSSION ON IT? MEMBER JOHNSON. >> I JUST WOULD LIKE TO KNOW IF WE HAVE A TIME SET UP FOR THE PUBLIC HEARING? YOU SAID BEFORE SECOND READING? MAYBE CLERKS OR ANYONE CAN YOU GIVE US A DATE? >> NO, WE HAVEN'T SET A DATE YET.\r\n\r\n>> SO IT'S A VERY SHORT WINDOW. >> WE HAVE A SHORT WINDOW, BUT WE ALWAYS HAVE SHORT WINDOWS. WE'RE GOING TO HAVE A PUBLIC HEARING THERE, AND THIS HAS TO BE PASSED FIRST. MEMBER PALTIN. >> SORRY, I'M A LITTLE CONFUSED. THIS BILL IS NOT TO PASS ANYTHING ON FIRST READING. IT'S TO HAVE A PUBLIC HEARING?\r\n\r\n>> WELL, THIS IS A RATIFICATION OF WHAT WE HAVE ALREADY DONE. MAYBE CORP. COUNSEL CAN EXPLAIN THAT? BY THE WAY, WE DIDN'T KNOW WE HAD TO DO A PUBLIC HEARING. THIS IS HOW IT CAME TO US. >> IT SEEMS LIKE PLENTY OF TIMES WE DIDN'T KNOW. >> I KNOW.\r\n\r\nI THINK WE SHOULD HAVE TO DO THE WORK OF THE PLANNING COMMISSION. CORP. COUNSEL. >> THANK YOU, CHAIR. SO THE ORDINANCE PASSED WITHOUT THE PUBLIC HEARING. SO WHAT -- >> CAN I CLARIFY, WERE WE THE COUNCIL SUPPOSED TO HAVE THAT PUBLIC HEARING? >> THAT'S CORRECT.\r\n\r\nTHE COUNCIL. THE PLANNING COMMISSION HAD A PUBLIC HEARING. THEY WERE ALSO REQUIRED TO HAVE ONE. THEY HAD ONE. BUT THE COUNCIL ALSO NEEDS TO HAVE ONE. THAT DID NOT HAPPEN, AND SO THE ORDINANCE PASSED WITHOUT THAT. SO WHAT THIS IS BEING ASKED TO PASS ON FIRST READING WOULD BE THE RATIFICATION OF THE ACTION THAT WAS TAKEN WITHOUT THE PUBLIC HEARING, BY HAVING THE PUBLIC HEARING.\r\n\r\nI UNDERSTAND THAT WILL BE SIMULTANEOUS WITH SECOND READING SO THAT THE PUBLIC HEARING, SO A PUBLIC HEARING IN LANA'I FOR FOLKS TO BE ABLE TO ATTEND AND TESTIFY, AND THEN AT THE SAME TIME, YOU'LL HAVE YOUR SECOND READING AND THAT WILL THEN MAKE -- RATIFY THE ACTIONS THAT WERE ALREADY TAKEN. SO THE THING THAT YOU ARE CORRECTING IS JUST THE FACT THERE WAS NOT A PUBLIC HEARING. >> AND WE WOULD BE ALLOWED TO BE ON LANA'I WHILE WE DO THAT? >> SO YOU ARE ALLOWED TO HAVE A PUBLIC MEETING SPACE ON LANA'I FOR ANYONE WHO WANTS TO APPEAR. THE MAUI COUNTY CODE DOES NOT REQUIRE COUNCIL MEMBERS TO BE PRESENT. YOU CAN BE ONLINE, BUT THERE NEEDS TO BE A PLACE FOR FOLKS TO SHOW UP, BUT IT'S NOT REQUIRED THAT EVERYBODY SHOW UP. >> IS IT ALLOWED FOR THE COUNCIL MEMBER TO BE THERE?\r\n\r\n>> YES, YOU COULD BE IN THE PUBLIC PLACE IF YOU WANTED TO BE, YES. >> CAN YOU TELL ME THE CONSEQUENCE IF WE DON'T VOTE YES TODAY? >> SO THE CONSEQUENCE WOULD BE THAT YOU COULDN'T GO BACK AND RATIFY THE ACTIONS TO APPROVE THE ORIGINAL

ORDINANCE, BECAUSE THE DEFECT IS THAT THE PUBLIC HEARING DID NOT TAKE PLACE. >> AND IT COULD BE THAT IT THEN WE HAVE THE PUBLIC HEARING, OR IT WOULD HAVE TO BE REINTRODUCED AND GO THROUGH THE PLANNING COMMISSION, IF WE DON'T PASS THIS, AND THEN DO IT ALL CORRECTLY FROM SQUARE ONE? >> SO THE PLANNING COMMISSION MADE THE RECOMMENDATIONS AFTER A PUBLIC HEARING TO YOU FOLKS. SO AS FAR AS I CAN SEE, IT WOULD BE THE CONSEQUENCE OF NOT RATIFYING THIS WOULD BE AS IF YOU DIDN'T PASS THE ORDINANCE TO BEGIN WITH. ONE OF THE CRUCIAL POINTS IS TO HAVE A PUBLIC HEARING.\r\n\r\n>> DO WE WOULD GO BACK TO WHEN THE PLANNING COMMISSION HANDED IT OFF TO COUNCIL. >> YOU WOULD BE NOT APPROVING THE ACTION AT ALL, BECAUSE YOU NEED TO HAVE THAT PUBLIC HEARING. SO IN OTHER WORDS, IT WOULD BE THE SAME AS A VOTE DOWN FOR THE PROJECT. >> GOT IT. THANK YOU. >> DOES EVERYBODY UNDERSTAND THAT? MEMBER JOHNSON.\r\n\r\n[ INAUDIBLE ] . WE HAVE SUCH A SMALL WINDOW TO DO A PUBLIC HEARING. ONE OF MY CONCERNS IS WE HAVE TO LET THE COMMUNITY KNOW WE'RE GOING TO HAVE A PUBLIC HEARING. AND I WOULD HATE TO BE ONE OF THOSE THINGS OH, TODAY WE'LL HAVE A PUBLIC HEARING BEFORE WE HAVE FULL COUNCIL. LIKE A ONE-HOUR SLOT 9-10 A.M. PUBLIC HEARING AND GO ON AT 10:00 BUSINESS AS USUAL. THAT IS MY CONCERN AND HOPE WE'RE NOT PLANNING TO DO THAT. >> WE'RE NOT PLANNING TO DO THAT. >> WONDERFUL.\r\n\r\nWE HAVE SUCH A LIMITED WINDOW, HOW DO WE INFORM THE PUBLIC FOR A PUBLIC HEARING? DOES IT HAVE TO BE THE FOLLOWING SECOND READING? CAN WE WAIT FOR THE ONE AFTER? >> LIKE HAVE THE SECOND READING NOT AT THE VERY NEXT COUNCIL MEETING? OR NEXT TWO COUNCIL MEETINGS? BUT JUST POSTPONE IT UNTIL WE CAN GO THROUGH THE PROPER PROCEDURES TO NOTIFY EVERYTHING AND ALL OF THAT? IT DOESN'T HAVE TO BE ON THE NEXT AGENDA IN JANUARY, OR THE FIRST AGENDA IN FEBRUARY; RIGHT?\r\n\r\n>> WELL, IT DOESN'T HAVE TO BE ON A SCHEDULED COUNCIL MEETING DAY. YOU KNOW, MORE THAN LIKELY WE'RE GOING TO TRY TO MAKE IT IN THE LATE AFTERNOON AND DESIGNATE THE DISTRICT OFFICE. >> SURE, OF COURSE. >> AS THE PLACE FOR PEOPLE TO TESTIFY. YOU WOULD PROBABLY BE THERE. ANY MEMBER OF THIS BODY CAN BE THERE. THEY DON'T HAVE TO BE THERE.\r\n\r\nWE'LL DO THE PUBLIC HEARING. AND THEN WE WILL SET THE MEETING FOR SECOND AND FINAL READING. THAT WAS THE PLAN. >> OKAY. BUT DON'T FORGET, WE ALREADY VOTED ON THIS. WE HAD PUBLIC HEARINGS -- I MEAN MEETINGS. SO YOU KNOW, WE DIDN'T HAVE A LOT OF OPPOSITION.\r\n\r\nSO I WOULD BE SHOCKED IF WE HAD MORE THAN TWO PEOPLE TESTIFY. >> OKAY. I DON'T WANT TO ERASE THE VOICES THAT DID DISSENT. >> THAT IS WHAT I MEAN. IT WASN'T LIKE IT WAS HUGE OPPOSITION. >> IT WASN'T LIKE WAILEA. >> I'M GLAD YOU CLARIFIED THAT, BECAUSE IF WE'RE GOING TO HAVE ANOTHER COUNCIL MEETING THIS MONTH, IF WE'RE GOING TO PUSH ALL OF THIS IN BETWEEN THAT, WHICH WOULD BE TIGHT.\r\n\r\nTHANK YOU FOR THE CLARIFICATION. YOU WILL SCHEDULE AT A FUTURE. >> AT A FUTURE TIME. THE ONLY ONE THAT WE HAVE -- IT SEEMS TO BE -- SEEMS TO ME THAT WE HAVE SOME KIND OF URGENCY IS THE ONE WE JUST VOTED ON THAT HAD TO DO WITH THE LAHAINA SPRING HOUSE. OTHER THAN THAT, I'M NOT ANTICIPATING A SPECIAL COUNCIL MEETING. YES, VICE-CHAIR SUGIMURA. >> I GOT THESE NOTES FROM TASHA.\r\n\r\nSO THESE ARE TASHA'S NOTES. I JUST WANT TO GIVE HER CREDIT. THANK YOU. >> MEMBER PALTIN. >> I LIKE THAT PLAN OF ACTION THAT YOU LAID OUT. I WOULD BE AMENABLE AND WOULD LIKE TO BE IN-PERSON, HOPEFULLY IF I CAN BUT NOT KNOWING WAS THE DATE IS, I CAN'T MAKE ANY PROMISES. >> WE DON'T KNOW YET.\r\n\r\nFIRST THINGS FIRST, WE WANTED TO PASS THIS FIRST AND THEN WORRY ABOUT THE NEXT STEP AFTERWARDS. MEMBER JOHNSON. >> DON'T WANT TO DERAIL THE CONVERSATION, BUT REAL QUICK, IT'S 12:50, DO WE PLAN TO DO LUNCH OR GOING THROUGH? >> AFTER THIS ONE, I DON'T THINK WE HAVE ANY CONTROVERSIAL ONES AFTER THIS. SO ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE. >> CHAIR? I HAVE BEEN RAISING MY HAND.\r\n\r\n>> MEMBER RAWLINS-FERNANDEZ. >> MAHALO. IF EVERYONE CAN TRY TO HELP. I WOULD APPRECIATE IT. SO I HAVE A QUESTION REGARDING THE PROCESS. SO WAS THE -- DID WHOEVER NOTICE THAT THE PUBLIC HEARING DIDN'T HAPPEN WAS WAS THAT HAPPENING AFTER WAILEA 670. PUBLIC HEARING REQUIRED FOR WAILEA 670 OR AFTER WE WENT TO LAHAINA, WHEN WE MADE THE AMENDMENT TO THE WEST MAUI COMMUNITY PLAN? AT WHAT POINT DID WHOEVER CAUGHT IT CAUGHT IT?\r\n\r\n>> THIS YOU WILL HAVE TO ASK DAVID RAATZ. >> THANK YOU, CHAIR. I BELIEVE STAFF CAUGHT THE ERROR WHEN WE WERE CONSIDERING THE

WEST MAUI COMMUNITY PLAN AMENDMENT THAT COUNCIL MEMBER RAWLINS-FERNANDEZ JUST MENTIONED. THANK YOU. >> MAHALO, DIRECTOR RAATZ. AND MY SECOND QUESTION IS FOR CORPORATION COUNSEL. BECAUSE IN HER RESPONSE TO I THINK MEMBER PALTIN REGARDING HAVING A PUBLIC HEARING IN THE DISTRICT, THAT A QUORUM WASN'T NECESSARY.\r\n\r\nSO I JUST WANTED TO CLARIFY. I KNOW WE ALLOW HYBRID MEETINGS TO COUNT TOWARDS QUORUM. BUT I ALSO FEEL LIKE THAT THE PUBLIC HEARING IN THE DISTRICT WITHOUT THE COUNCIL MEMBERS PHYSICALLY PRESENT IS KIND OF DEFEATS THE PURPOSE OF LIKE BEING PRESENT FOR OUR CONSTITUENTS, AND HAVING -- AND GIVING THEM THE OPPORTUNITY TO HAVE THAT FACE-TO-FACE WITH THEIR COUNCIL MEMBERS. >> CORP. COUNSEL. >> THANK YOU. THANK YOU, CHAIR.\r\n\r\nSO AS A MATTER OF LAW, OUR DEPARTMENT WAS ASKED TO LOOK AT THIS. WE DID NOT SEE ANY IMPEDIMENT TO HAVING A HYBRID MEETING, HAVING A PHYSICAL LOCATION IN THE COMMUNITY PLAN AREA, WITHOUT THE COUNCIL MEMBERS BEING PRESENT. WHETHER OR NOT THAT IS INCONSISTENT WITH THE SPIRIT AND INTENT IS IT NOT SOMETHING WE LOOKED AT, BECAUSE WE REALLY JUST LOOKED AT THE LAW, AND WHAT THE CODE SAYS. IT DOESN'T SAY THAT YOU HAVE TO BE PHYSICALLY PRESENT AS A COUNCIL MEMBER. IT JUST SAYS THAT YOU HAVE TO HAVE A PUBLIC HEARING IN THAT LOCATION. THAT ORDINANCE WAS IN EXISTENCE PRIOR TO AMENDMENT OF SUNSHINE LAW AFTER COVID, WHICH ALLOWED FOR REMOTE MEETINGS. SO PUTTING THOSE TWO TOGETHER, WE DO NOT SEE ANY REQUIREMENT THAT COUNCIL MEMBERS BE PHYSICALLY PRESENT, AND POINTED OUT IF THAT WERE THE INTENT, YOU WOULD PROBABLY WANT TO AMEND THE LAW TO SPECIFICALLY CLARIFY THAT.\r\n\r\nTHANK YOU. >> MAHALO, MS. DESJARDINS FOR THE CLARIFICATION ON WHAT THE PLAIN OF LAW STATES. AS MS. DESJARDINS EXPLAINED THE LAW WAS WRITTEN BEFORE COVID AND BEFORE ONLINE HYBRID MEETINGS WERE MADE POSSIBLE. SO I THINK THAT IN CLARIFYING THE INTENT OF PUBLIC HEARINGS IS TO BE ABLE TO PROVIDE ALL OF OUR CONSTITUENTS BECAUSE WE'RE VOTED ON COUNTYWIDE. THAT WE, AS MUCH AS PRACTICABLE BE THERE IN-PERSON, AND AT LEAST A QUORUM OF US BE THERE.\r\n\r\nLIKE MEMBER PALTIN AND MEMBER JOHNSON, I WOULD LIKE TO PLAN TO BE THERE IN-PERSON FOR OUR LANA'I RESIDENTS. >> ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE. NINE AYES, -- NO, EIGHT AYES, ONE EXCUSED. MOTION CARRIES MEMBER KAMA IS EXCUSED. MOTION CARRIES. MS. CLERK.\r\n\r\n>> SO THAT WOULD BE -- THAT WAS THE MOTION TO SUBSTITUTE, AND BILL 3 WITH AND FILE COUNTY COMMUNICATION 25-3. SO BACK TO THE MAIN MOTION AS AMENDED. >> THE MAIN MOTION AS AMENDED. ALL THOSE IN FAVOR, SAY AYE. THAT IS EIGHT AYES, ONE EXCUSED. MEMBER KAMA. MOTION CARRIES. MS.\r\n\r\nCLERK, LET'S MOVE TO THE NEXT ONE. >> CHAIR, BEFORE YOU IS BILL 4 (2025) A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI APPENDIX A PART 1 DEPARTMENT OF POLICE STATE AND FEDERAL ASSETS FORFEITURE PROGRAM THIS IS VICE-CHAIR SUGIMURA. >> I MOVE TO PASS BILL 4 (2025) ON FIRST READING. >> MOVED BY VICE-CHAIR SUGIMURA, SECONDED BY MEMBER UU-HODGINS TO PASS BILL 4 ON FIRST READING. DISCUSSION,. >> BILL 4 (2025) PROPOSES TO AMEND FISCAL YEAR 20 BUDGET BY INCREASING GRANT APPROPRIATIONS FOR THE DEPARTMENT OF POLICE STATE AND FEDERAL ASSET FORFEITURE PROGRAM BY \$450,000. THE ADDITIONAL FUNDS WILL SUPPORT THE HELICOPTER OPERATIONS, MR. COOK. I RESPECTFULLY ASK FOR THE MEMBERS' SUPPORT FOR MY MOTION.\r\n\r\nTHANK YOU, CHAIR. >> ANY MORE DISCUSSION? EIGHT AYES, ONE EXCUSED, MEMBER KAMA, MOTION CARRIES. MS. CLERK. >> BILL 5 (2025) A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART 1, DEPARTMENT OF MANAGEMENT, PRIVATE DONATIONS. >> VICE-CHAIR SUGIMURA.\r\n\r\n>> MAY I PLEASE REQUEST THE CLERK ALSO TO BRING BACK RESOLUTION 25-19. >> MS. CLERK. >> CHAIR, BEFORE YOU IS RESOLUTION 25-19 AUTHORIZING ACCEPTANCE OF A DONATION FROM THE CITY OF TOMBSTONE, ARIZONA TO HELP THE COUNTY'S RECOVERY FROM THE AUGUST 8TH 2023 MAUI WILDFIRES. >> VICE-CHAIR SUGIMURA. >> I MOVE TO PASS RESOLUTION -- >> MOVED BY VICE-CHAIR SUGIMURA AND SECONDED BY MEMBER UU-HODGINS TO ADOPT RESOLUTION 25-19 AND PASS BILL 5 ON FIRST READING DISCUSSION? >> MEMBERS, RESOLUTION 25-19 AUTHORIZATION ACCEPTANCE OF PRIVATE GRANT DONATIONS OF 6040 FROM THE CITY OF TOMBSTONE, ARIZONA BILL 5 2:00 RECOGNIZES THESE FUNDS IN FISCAL YEAR 25 BUDGET AS NEW GRANT APPROPRIATION FOR THE PRIVATE DONATIONS, FOR THE DEPARTMENT OF MANAGEMENT. TOMBSTONE RECEIVED

\$6040 MANY DONATIONS FROM LOCAL BUSINESSES, AND RESIDENTS TO SUPPORT COUNTY'S WILDFIRE RECOVERY EFFORTS.\r\n\r\nI RESPECTFULLY ASK FOR THE MECHANICS' SUPPORT OF MY MOTION AND GREATLY THANK THE RESIDENTS AND BUSINESSES OF THE CITY OF TOMBSTONE. >> ANY DISCUSSION? MEMBER PALTIN. >> THANK YOU. ON BEHALF OF LAHAINA, I WANTED TO EXPRESS OUR DEEP GRATITUDE TO TOMBSTONE, ARIZONA ON BEHALF WILDFIRE SURVIVORS AND VICTIMS. >> ALL NAVARRE, RAISE YOUR HAND, SAY AYE. EIGHT AYES, ONE EXCUSED.\r\n\r\nMOTION CARRIES. EXCUSED IS PRO TEM KAMA. MS. CLERK. >> CHAIR, FOR REFERRAL TO THE BUDGET, FINANCE, AND ECONOMIC DEVELOPMENT COMMITTEE ARE THE FOLLOWING: BILL 6 (2025) A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, DEPARTMENT OF HOUSING, HOUSING PROGRAM GENERAL. BILL 7 (2025) A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI ESTIMATED REVENUES, OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM, GRANTS AND DISBURSEMENTS FOR BUSINESS DEVELOPMENT AND TECHNOLOGY, MAUI FAIR. AND BILL 8 (2025) A BILL FOR AN ORDINANCE AMENDING THE BUDGET FOR THE COUNTY OF MAUI APPENDIX A, OPEN SPACE, NATURAL RESOURCES, CULTURAL RESOURCES, AND SCENIC VIEW FUND.\r\n\r\n>> ANY OBJECTIONS TO REFERRING THESE TO THE BFED COMMITTEE. SO ORDERED. >> MS. CLERK. >> FOR ORDINANCES BILL 117 CD 1 (2022) A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE UNIVERSITY OF HAWAII FOR THE PRO-HAWAIIAN LANGUAGE AND HAWAIIAN STUDIES WORKSHOPS FOR THE EMPLOYEES OF THE COUNTY OF MAUI. >> MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR.\r\n\r\nDID WE JUST REFER BILL 6 AS WELL? >> YES. >> I THOUGHT THAT WAS SOMETHING WE WERE GOING TO PASS TODAY. WHY WOULDN'T BE PASS THAT TODAY? THERE'S NO AMENDMENT TO THE BUDGET? IT'S JUST CHANGING THE EQUIVALENT PERSONNEL. I THOUGHT HOUSING WAS A PRIORITY.\r\n\r\nIF NOT, I WOULD LIKE TO MAKE THE MOTION TO PASS BILL 6 ON FIRST READING TODAY. >> SECOND. >> WELL, MAYBE THERE'S AN EXPLANATION. >> WELL, I MADE THE MOTION, CHAIR AND I GOT A SECOND. SO WE CAN HEAR THE EXPLANATION AND I WILL WITHDRAW MY MOTION AFTER THE EXPLANATION. >> I DIDN'T RECOGNIZE YOU FOR ONE THING. I DON'T LIKE MAKING IT A MOTION, WHEN WE DIDN'T GET AN EXPLANATION FOR BILL -- WHAT WAS THAT NUMBER 6. >> YES.\r\n\r\n>> VICE-CHAIR SUGIMURA, CAN YOU JUST EXPLAIN? >> SO WE DID NOT GET THAT AS ONE OF THE PRIORITIES FOR -- FROM THE BUDGET OFFICE TO PASS TODAY ON THE FLOOR. IT COULD -- WE COULD SEND TO THE COMMITTEE FOR FURTHER DISCUSSION, AND THEN MOVE FORWARD. >> ALL RIGHT. I MAKE THE MOTION, CHAIR. I MOVE TO PASS. >> WE ALREADY TOOK -- OKAY.\r\n\r\nI WAS -- >> I THOUGHT HOUSING WAS IMPORTANT TO YOU, CHAIR? I THOUGHT IT WAS A PRIORITY. I THOUGHT IT WAS SOMETHING THAT YOU WANTED THE DEPARTMENT OF HOUSING TO GET ON THEIR FEET AND WHAT THEY ARE ASKED FOR RIGHT NOW. IT'S NOT AN AMENDMENT TO THE BUDGET AND WE CAN STILL DISCUSS IT IN COMMITTEE. IF YOU DON'T LIKE, WE DON'T PASS IT ON SECOND READING. I WOULD LIKE TO TAKE ACTION TODAY BECAUSE AS MEMBER JOHNSON LIKES TO SAY, I GUESS I SHOULDN'T SAY ANY MORE. IT'S URGENT.\r\n\r\n>> I UNDERSTAND WHAT YOU ARE SAYING BUT I WAS IN THE MIDDLE OF TAKING THE VOTE FOR REFERRING BILLS 6,7 AND 8. IT PASSED. >> I MADE A MOTION. >> DID YOU -- WHAT BILL ARE YOU TALKING ABOUT? >> BILL 6. >> THAT IS WHAT I'M SAYING. WE ALREADY REFERRED THAT. WE TOOK THE VOTE. THE VOTE WAS RECORDED, OKAY?\r\n\r\n>> CHAIR, IS HOUSING URGENT OR IS IT NOT? BECAUSE IT'S JUST AN INCREASE OF POSITIONS SO THAT THEY CAN GET IT GOING. THERE IS NO BUDGET AMENDMENT. IT'S NOT A BUDGET AMENDMENT. IT'S A CHANGE IN EQUIVALENT PERSONNEL, SO THEY CAN HAVE THE ADEQUATE PEOPLE, BECAUSE THAT IS WHAT YOU WERE SAYING EARLIER IN THE ORGANIZING MEETING AND TALKING ABOUT HOW THE HOUSING COMMITTEE STRUGGLES TO GET ITS WORK DONE AND PART OF IT IS BECAUSE THE STAFF ENDED UP GOING TO THE DEPARTMENT OF HUMAN CONCERNS, A LOT OF SUPPORT STAFF AND THEY ARE ASKING FOR SUPPORT STAFF AND WE KNOW HOW LONG IT TAKES FOR POSITIONS TO GO THROUGH THE PROCESS OF BEING CREATED. SO BY THE TIME WE GET TO BUDGET, WE CAN FUND THE POSITIONS. >> I APPRECIATE YOUR ENTHUSIASM FOR THIS SUBJECT, BUT WE HAD ALREADY VOTED.\r\n\r\n>> WE DIDN'T VOTE. >> WE DID. >> NO, WE DIDN'T. >> THE CLERK JUST TOLD ME WE VOTED ON REFERRING 6,7 AND 8. >> YOU SAID IF THERE WAS ANY OBJECTION AND I HAD AN OBJECTION. THERE WASN'T A MOTION MADE. YOU ASKED IF THERE WAS -- >> WHAT YOU

CAN DO IS MOVE TO RECONSIDER. BECAUSE WE ALREADY PASSED 6,7 AND 8 TO BE REFERRED TO HOUSING. >> YOU KNOW, THAT IS WHY IT'S REALLY HARD TO PARTICIPATE REMOTELY.\r\n\r\n>> WE REFERRED TO BUDGET, FINANCE, AND ECONOMIC DEVELOPMENT. >> I'M NOT SEEN, I'M NOT CALLED ON. IT'S REALLY HARD. AND SO I WOULD HOPE THAT YOU WOULD LIKE TRY TO ACCOMMODATE THOSE THAT ARE STUCK SOMEWHERE, LIKE I WOULD HAVE BEEN THERE IN-PERSON, IF MOKULELE WAS FLYING. >> WE UNDERSTAND THAT. SO WHAT I WILL DO IS THAT WE CAN RECONSIDER THIS. >> OKAY, I MOVE TO RECONSIDER.\r\n\r\n>> ANYONE ON THE PREVAILING SIDE -- >> YOU WILL HAVE TO STOP TALKING WHILE I'M TALKING. >> OKAY, GO AHEAD. >> NOW, WHO ON THE PREVAILING SIDE WOULD LIKE TO MAKE A MOTION? >> WELL, I WAS ON THE PREVAILING SIDE THEN; RIGHT? I MEAN IF IT WAS UNANIMOUS. OTHERWISE YOU WOULD HAVE HAD TO DO ROLL CALL AND THAT VOTE WAS NOT LEGITIMATE. WAS I NOT ON THE PREVAILING SIDE?\r\n\r\n>> I THOUGHT IT WAS -- I THOUGHT IT WAS UNANIMOUS. BUT WHEN YOU STARTED. >> I'M ON THE PREVAILING SIDE. >> IT COULDN'T HAVE BEEN IF YOU VOTED -- IF YOU DON'T AGREE WITH IT. >> OKAY, IF I WAS NO-VOTE, CHAIR, YOU WOULD HAVE HAD TO HAVE DONE A ROLL CALL. >> THIS IS TAKING SO MUCH USELESS TIME. OKAY.\r\n\r\nI'M GOING TO CALL ON MEMBER PALTIN, WHO IS GOING TO MAKE A MOTION TO RECONSIDER THE VOTE. >> I OBJECT, CHAIR, BECAUSE I -- IF YOU ARE CONSIDERING ME AS UNANIMOUS, THEN I'M ON THE PREVAILING SIDE. I JUST MADE THE MOTION. OTHERWISE, I'M NOT ON THE PREVAILING SIDE, AND YOU NEED TO RETAKE THE VOTE. >> OKAY. WE'LL TAKE -- I WILL RECOGNIZE YOUR MOTION. LET'S HAVE A SECOND.\r\n\r\n>> BECAUSE I OBJECTED, CHAIR. SO IF I'M A NO-VOTE, THEN THAT VOTE DOESN'T COUNT, BECAUSE YOU DIDN'T DO ROLL CALL. >> YES, THAT IS WHY I'M TAKING YOUR MOTION. >> MAY I REQUEST A RECESS AND I CAN TALK WITH THE CLERKS, AND DISCUSS THE PROCEDURE. >> NO YOU ARE NOT. >> HUH? >> YOU MADE THE MOTION TO RECONSIDER, BECAUSE YOU SAID YOU ARE ON THE PREVAILING SIDE.\r\n\r\nOKAY. >> I SAID IF YOU ARE TAKING IT AS THE PREVAILING SIDE. I DIDN'T VOTE FOR THIS. I DIDN'T VOTE FOR THEM TO REFER IT. ALL RIGHT, YOU KNOW WHAT WE'RE GOING TO DO, WE'RE GOING TO FIND SOMEBODY -- WE'RE GOING TO TAKE A REVOTE, TAKE A REVOTE OF 6,7 AND 8. THAT WAS THE MOTION. THE MOTION WAS TO REFER 6,7 AND 8 TO THE BFED COMMITTEE. ALL RIGHT?\r\n\r\nSHE'S SAYING THAT SHE DIDN'T VOTE FOR IT. SO IF SHE DIDN'T VOTE FOR IT, SHE CAN'T VOTE FOR -- I MEAN SHE CAN'T MAKE THE MOTION. SO NOW WHAT WE'RE GOING TO DO IS TAKE A REVOTE ON 6,7 AND 8. AND THE MOTION IS TO REFER THIS, THESE THREE BILLS TO THE BFED COMMITTEE. AND IT WAS -- >> WHO MADE THE MOTION AND SECOND? >> CHAIR? >> WHY DON'T YOU LISTEN. I'M JUST IN THE PROCESS OF DOING THAT, OKAY?\r\n\r\nVICE-CHAIR SUGIMURA, YOU MADE THE MOTION. >> CHAIR, I'M SORRY, SO PROCEDURALLY, 6,7 AND 8. >> WE'LL TAKE A SHORT RECESS. [ GAVEL ] [ GAVEL ] >> WILL THE MEETING OF JANUARY 17TH, 2025 PLEASE RECONVENE. SO MEMBERS, LET ME JUST RECAP WHAT HAPPENED. THE CLERK CALLED BILLS 6,7 AND 8, AND THE CHAIR, ME, ASKED IF THERE WERE ANY OBJECTIONS TO REFERRING THESE ITEMS TO THE BFED COMMITTEE? AND WE ALL, THE CLERK AND MYSELF, AND OUR STAFF DID NOT HEAR ANY OBJECTIONS. SO WHAT HAPPENED WAS THE CLERK THEN CALLED BILL NO.\r\n\r\n117. AND THAT IS WHEN MEMBER RAWLINS-FERNANDEZ SAID SHE DID NOT AGREE WITH REFERRING BILL 6 TO THE BFED COMMITTEE. SO I DECIDED THAT SINCE THIS WAS KIND OF AN INADVERTENT THING, AND IT WAS NOT DONE INTENTIONALLY, I'M ASKING THAT WE GO BACK TO WHERE THE BILLS 6,7 AND 8 WERE CALLED, INSTEAD OF ME JUST ASKING FOR YOUR PERMISSION TO REFER IT, AS A CONSENSUAL THING TO COMMITTEE, I'M GOING TO ASK FOR A MOTION. SO THE MOTION WOULD BE AGAIN, I CALLED ON VICE-CHAIR SUGIMURA, PREVIOUSLY, WHO SAID YOU HAD NO OBJECTIONS TO SENDING THIS -- YOU REQUESTED ACTUALLY THAT 6,7 AND 8 GO TO COMMITTEE. SO WE'LL GO BACK TO THAT, SINCE WE DIDN'T HEAR MEMBER RAWLINS-FERNANDEZ, AND SO WE'LL GIVE IT ANOTHER CHANCE. SO IF YOU CAN MAKE THE MOTION, AND WE'LL PROCEED FROM THERE. AND MADAM CLERK, JUST CALL UP BILL 6, INSTEAD OF 6,7 AND 8. >> CHAIR, FOR REFERRAL TO THE BUDGET, FINANCE, AND ECONOMIC DEVELOPMENT COMMITTEE IS BILL 6 (2025) A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI DEPARTMENT OF HOUSING, HOUSING PROGRAM GENERAL. >> VICE-CHAIR SUGIMURA.\r\n\r\n>> I MOVE THAT BILL 6 BE SENT TO THE BFED COMMITTEE? >> SECOND. >> IT'S BEEN MOVED BY VICE-CHAIR SUGIMURA, SECONDED BY PRO TEM KAMA TO REFER BILL 6 TO THE BFED COMMITTEE. DISCUSSION? VICE-CHAIR SUGIMURA. >> BILL 6 WAS

DISCUSSED WITH THE BUDGET OFFICE IN MY PRE-COUNCIL MEETING, AND NO URGENCY ON THEIR PART. I AM PLANNING, AND SO THEREFORE I WAS GOING TO HEAR IT -- I'M GOING TO HEAR IT MY FIRST BFED MEETING OF THIS YEAR, FEBRUARY 4TH.\r\n\r\nWE'LL TAKE IT UP. >> MORE DISCUSSION? MEMBER PALTIN. >> THANK YOU, CHAIR. I MOVE TO AMEND THE MOTION TO ALLOW IT TO BE HEARD ON THE FLOOR TODAY. >> SECOND. >> OKAY.\r\n\r\nSO IT'S BEEN MOVED BY MEMBER PALTIN, SECONDED BY MEMBER RAWLINS-FERNANDEZ TO HEAR BILL 6 TODAY AND POSSIBLY TAKE FLOOR ACTION. DISCUSSION, MEMBER PALTIN. >> THANK YOU, CHAIR. WE CAN DO ALL OF THE THINGS WE CAN PASS IT ON FIRST READING HEAR IT IN COMMITTEE IN FEBRUARY, AND THEN PASS IT ON SECOND READING. I THINK THAT THE HOUSING IN THE SPLIT OF DHHC TO DHC AND DH ONLY -- DH GOT THE SHORT END OF THE STICK, BECAUSE THE -- DHC RETAINED THEIR ADMINISTRATIVE STAFF, AND THERE WERE LIKE, YOU KNOW, IN THE BEGINNING WHY WE -- WHY I DIDN'T SUPPORT THE BIFURCATION WAS THERE'S ONLY EIGHT HUD COUNSELORS. SO WE ALL KNOW THEY NEED THESE EQUIVALENT PERSONNEL, AND WE'RE SOMEWHAT THROWING THEM UNDER THE BUS, AND TO ACT WITH A SENSE OF URGENCY WHEN HOUSING IS CONCERNED. MAYBE THE ADMINISTRATION OR BUDGET OFFICE DOESN'T HAVE THAT SENSE OF URGENCY, BUT WITH ALL OF THE PEOPLE CALLING MY OFFICE WITH THEIR HOUSING NEEDS, I FEEL THE SENSE OF URGENCY.\r\n\r\nSO I WOULD LOVE TO DO IT THAT WAY. WE PASS IT ON FIRST READING, HEAR IT IN COMMITTEE AND THEN PASS IT ON SECOND READING TO SAVE US THAT TIME, BECAUSE WE'RE NOT HAVING COMMITTEES FOR THE WHOLE MONTH OF JANUARY. SO THAT WILL SET US BACK LIKE A MONTH AS OPPOSED TO ABOUT A MONTH. >> MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. AND FIRST, I WANT TO THANK YOU, CHAIR. AND TO THE CLERKS AND SUPPORT STAFF FOR EXTENDING ME THAT CONSIDERATION.\r\n\r\nIT IS CHALLENGING TO PARTICIPATE REMOTELY AS MANY WHO PARTICIPATE REMOTELY CAN UNDERSTAND. SO MAHALO. I APPRECIATE THAT. THIS TRANSMITTAL, IF EVERYONE READS IT, IS TO INCREASE THE POSITIONS FROM 17 TO 23. MEMBER PALTIN EXPLAINED THE REASON WHY OF TRANSMITTAL AT THE BOTTOM STATES NO ADDITIONAL FUNDING IS REQUEST FOR THE FISCAL YEAR 25 BUDGET AS THE OFFICE HAS SUFFICIENT FUNDING TO FUND THESE POSITIONS FOR THE REMAINING OF THE YEAR. WHAT IS ASKED FOR SECRETARY, SECRETARY, SECRETARY, RESEARCH ANALYST AND SUPPORT STAFF. THE HOUSING DIRECTOR AND BUDGET OFFICE WOULD BE SUPPORTIVE OF THIS PASSING OUT TODAY. AS MEMBER PALTIN STATED IT'S NOT ONE OR THE OTHER THING.\r\n\r\nWE CAN HAVE DISCUSSION IN COMMITTEE ABOUT WHY PEOPLE NEED SECRETARIES AND SUPPORT STAFF? I DON'T NEED TO TALK ABOUT WHY SOMEONE WOULD NEED A SECRETARY. BUT SURE, WE CAN TALK ABOUT IT. AND REALLY, THIS IS THE REASON WHY I DIDN'T SUPPORT MEMBER SUGIMURA'S BUDGET CHAIR HER WEAK REASON FOR NOT TAKING ACTION ON BILL 6 TODAY. >> OBJECTION WAS BECAUSE SHE WAS NOT ASKED TO -- >> MEMBER RAWLINS-FERNANDEZ -- [ GAVEL ] >> THE COUNTY WOULD BE BETTER SERVED BY HAVING A BUDGET CHAIR WHO CAN THINK FOR HERSELF. >> MEMBER RAWLINS-FERNANDEZ, PLEASE, LET'S STAY WITH THE SUBJECT-MATTER, OKAY? PLEASE STAY WITH THE SUBJECT-MATTER.\r\n\r\n>> WE SAID THAT HOUSING IS THE PRIORITY. SO WE SHOULD BE PASSING BILL 6 TODAY, BECAUSE WE ALL SAID WHEN WE CAMPAIGNED THAT HOUSING WAS A PRIORITY. AND ALL HOUSING IS ASKING FOR TODAY IS FOR SUPPORT STAFF, FOR SECRETARIES, ACCOUNTANTS, AND WE'RE GOING TO TAKE THAT TO COMMITTEE? >> OKAY. YOU HAD YOUR SAY. LET'S SEE IF OTHER PEOPLE, MEMBER JOHNSON, DID YOU HAVE YOUR HAND UP? >> THANK YOU, CHAIR.\r\n\r\nI NOTICED THAT DIRECTOR MITCHELL WAS ON THE CALL. MAYBE HE CAN ANSWER ONE QUESTION THAT I HAVE FOR HIM DIRECTOR MITCHELL ARE YOU ON THE CALL? >> I DON'T SEE HIM. >> WE CAN'T HEAR YOU. >> CAN YOU HEAR ME NOW, CHAIR? >> YES. >> EXCELLENT.\r\n\r\nTHANK YOU. VERY BASIC QUESTION. HOW IMPORTANT ARE THESE POSITIONS FOR YOU TO ACHIEVE YOUR GOALS? >> VERY IMPORTANT. WE HAVE ONE SECRETARY, MY PRIVATE SECRETARY. AND AS A RESULT, THERE'S ENORMOUS BURDEN ON HER, AND OF COURSE, ME. WE HAVE THREE DIVISIONS NONE OF WHOM HAVE SECRETARIES AND ENORMOUS PAPER FLOW AND PART OF THE PROCESS OF STANDING UP THE DEPARTMENT IS ENSURING THAT QUALITY OF OUR WORK IS CHECKED, AND WE NEED ADDITIONAL SECRETARIES TO ASSIST ME AND OUR LEADERSHIP TEAM IN DOING THAT REVIEW.\r\n\r\nWE HAVE AS I THINK MEMBER RAWLINS-FERNANDEZ MENTIONED, WE HAVE IDENTIFIED OTHER WHAT I CALL PUKAS IN THE TRANSITION, FOR EXAMPLE WE DO NOT HAVE AN ACCOUNTANT. THERE WAS AN ALLOCATION FOR THAT, BUT

NEVER ACTED ON. IT'S MY UNDERSTANDING AND YOU CAN UNDERSTAND THERE'S AN ENORMOUS DOCUMENTS IN DEPARTMENT AND THAT GENERALLY COMES TO ME OR DEPUTY DIRECTOR AND OF COURSE, IT TAKES AN ENORMOUS AMOUNT OF TIME FOR US DOING OUR WORK. SO THESE ARE VERY IMPORTANT. THESE ARE ALL SUPPORT POSITIONS TO HELP US STAND UP THE DEPARTMENT. >> DIRECTOR, WOULD YOU LIKE US TO PASS IT TODAY, BILL 6? >> I HAVE HEARD THE MEMBERS DISCUSS, YOU CAN PASS IT TODAY, AND STILL HAVE SUBSEQUENT DISCUSSION, IF YOU WOULD LIKE, IF THERE'S ADDITIONAL QUESTIONS AND I WILL GLADLY ANSWER THOSE QUESTIONS AT A SUBSEQUENT MEETING, BUT YES, I'M GOING TO PREFER IT PASS TODAY. >> I WILL SUPPORT IT PASSING TODAY.

I APPRECIATE WHAT THE DIRECTOR SAID. THANK YOU, CHAIR. >> I HAVE A QUESTION. DIRECTOR MITCHELL, DID YOU REQUEST THAT THIS ITEM BE PASSED TODAY WHEN IT WAS SENT TO THE COUNCIL? >> LET ME MAKE SURE I UNDERSTAND THE QUESTION. DID YOU ASK DID I REQUEST THAT IT BE PASSED TODAY WHEN IT WAS SENT TO COUNCIL? >> YES.

I DON'T BELIEVE IN OUR TRANSMITTAL WE -- I'M LOOKING AT IT NOW. THE TRANSMITTAL CAME FROM THE BUDGET DIRECTOR. SO IT'S AN OVERSIGHT. FORGIVE US FOR THAT, IT SHOULD HAVE BEEN IN THE TRANSMITTAL. >> I THINK THAT IS PART OF THE PROBLEM. ANY MORE QUESTIONS? YES?

VICE-CHAIR SUGIMURA, AND THEN MEMBER NOHE UU-HODGINS. MEMBER UU-HODGINS. >> THANK YOU, CHAIR. SINCE WE'RE TALKING ABOUT IT TODAY AND I UNDERSTAND WE CAN CONTINUE TO TALK ABOUT IT AT ANOTHER TIME. BUT YOU MIGHT NOT NEED MONEY TODAY BECAUSE OF OUR VACANCIES, BUT IF YOU COULD TELL ME VACANCIES YOU DO HAVE RIGHT NOW AND WITH A IS THE AMOUNT OF FUNDING THAT YOU MIGHT NEED FOR THESE POSITIONS IN THE FUTURE? >> I DON'T HAVE THE EXACT DOLLAR AMOUNT NEEDED FOR THE FUTURE COSTS. I CAN GET THAT TO YOU.

BUT WITH REGARD TO THE FIRST PART OF YOUR QUESTION, THE NUMBER OF POSITIONS CURRENTLY VACANT. THERE WERE TWO DIVISION ADMINISTRATIVE POSITIONS VACANT, THE FEDERAL HOUSING PROGRAM'S DIVISION, AND THE HOUSING COMMUNITY DEVELOPMENT DIVISION. AND THERE IS A PLANNER 4 POSITION VACANT, HOUSING CHOICE VOUCHER SUPERVISOR POSITION VACANT, A HOUSING SPECIALIST 5 POSITION VACANT, AND ONE SECRETARY 3. SO THAT IS SIX POSITIONS CURRENTLY VACANT. THREE OF WHICH ARE POSTED FOR FILLING. ANY MORE QUESTIONS? >> NOT RIGHT NOW, CHAIR. THANK YOU.

VICE-CHAIR SUGIMURA. >> THANK YOU. JUST SO THE MEMBERS UNDERSTAND, IS THAT THIS WAS DISCUSSED WITH THE ADMINISTRATION, AND THAT IT WAS NOT CLEAR, I GUESS, IF DIRECTOR MITCHELL HAD SAID TO THE BUDGET DIRECTOR THAT HE NEEDED THIS PASSED TODAY, BECAUSE IF SO, WE WOULD HAVE DONE IT AND I WOULD HAVE TAKEN THAT ADVISEMENT. WE'RE PLANNING TO MEETING WITH MY STAFF AFTER THIS, WE'RE PLANNING ON HEARING THIS ON THE 4TH OF FEBRUARY, WHICH IS MY FIRST BFED MEETING. SO THIS WAS NO MALICE IN TERMS OF WITHHOLDING BEST THING FOR THE COUNTY OF MAUI AND I DON'T APPRECIATE OTHER MEMBERS MAKING THOSE KIND OF ALLEGATIONS CHAIR. I WILL NOT STAND FOR IT. SO PLEASE PROCEED.

ANYBODY ELSE HAVE QUESTIONS? MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. WE'RE NINE ADULTS, CAPABLE OF CRITICAL THINKING AND THINKING FOR OURSELVES, AND SEEING WHAT IS THE BEST FOR OUR COUNTY. I THINK THEM REQUESTING ACTION BE TAKEN ON THE FLOOR TODAY IS A NON-ISSUE, BECAUSE WE'RE CAPABLE OF THINKING FOR OURSELVES, AND DOING WHAT IS BEST, ESPECIALLY IF IT'S JUST SUPPORT STAFF. I REALLY DON'T NEED TO DISCUSS SUPPORT STAFF. WE WILL, SOUNDS LIKE IT, BUT AS WE ALL KNOW, WHEN THE BIFURCATION HAPPENED SUPPORT STAFF WENT WITH HUMAN CONCERNS AND HOUSING DIDN'T GET ANY.

THEY DON'T EVEN HAVE AN ACCOUNTANT RIGHT NOW. IF YOU WANT THEM TO FILL THE POSITIONS, THEY NEED SUPPORT STAFF. THEY NEED HELP. WE WANT THEM TO BE SUCCESSFUL, DON'T WE? SO I THINK WE SHOULD VOTE TO PASS BILL 6 TODAY, HAVE THE DISCUSSION IN COMMITTEE, SURE. AND THEN PASS IT ON SECOND READING NEXT COUNCIL MEETING. MAHALO, CHAIR.

THANK YOU. MEMBER PALTIN, DID YOU HAVE YOUR HAND UP? >> YES. YOU KNOW, I KNOW IT'S GOING TO COST MORE IF THEY ARE ABLE TO FILL ALL OF THE POSITIONS, AND I THINK THAT IT'S AN EXPENSE THAT IS WORTH MORE THAN THE COUNTY FAIR. AND DON'T GET ME WRONG, I BELIEVE THE COUNTY FAIR IS ALSO IMPORTANT. BUT I THINK WE ALL KNOW THE PROBLEM WITH VACANCIES, AND YOU KNOW, HOW OFTEN HAVE WE FUNDED PARK RANGERS POSITIONS AND WE STILL HAVE TEN VACANCIES OR WHATEVER THAT SO WHATEVER POSITIONS THAT HOUSING CAN FILL HELPS TO KEEP MORE PEOPLE ON MAUI, AND IT'S

SYSTEMATIC OF A BIGGER PROBLEM WITH PERSONNEL, AND BEING ABLE TO HIRE PEOPLE IN A TIMELY MANNER. LIKE, OUR FORMER DEPUTY MANAGING DIRECTOR SAID FOR HER TO GET HIRED IN THE COUNTY TOOK EIGHT MONTHS.\r\n\r\nIF IT TAKES EIGHT MONTHS TO HIRE A SECRETARY, WE HAVE TO START NOW. SO THAT IS JUST IT. SORRY, I NEEDED TO PLUG IN -- >> ANY MORE DISCUSSION? ALL RIGHT. ALL THOSE IN FAVOR OF THE MOTION, WHICH IS TO PASS THIS TODAY. >> CHAIR, THE MOTION IS TO AMEND -- VICE-CHAIR SUGIMURA'S MOTION IS AN AMENDMENT TO HEAR BILL 6 ON THE FLOOR TODAY, BUT RIGHT NOW IT'S NOT YET TO PASS BILL 6 >> JUST TO HEAR IT TODAY. >> RIGHT, THAT IS THE AMENDMENT.\r\n\r\n>> I HAVE A QUESTION. >> YES, PRO TEM KAMA. >> JUST TO -- FOR MY OWN UNDERSTANDING. THE MOTION TODAY IS JUST TO HEAR BILL 6 NOW? IS THAT WHAT WE'RE DOING? >> MY EXACT WORDS WERE TO TAKE ACTION TODAY. >> OKAY.\r\n\r\nJUST WANTED TO BE SURE. >> TAKE ACTION NOT JUST HEAR IT. >> YES, TAKE ACTION TODAY. >> KIND OF WHAT I THOUGHT, BUT I GUESS THERE'S SO MUCH BANTERING GOING BACK AND FORTH, IT'S HARD FOR THE STAFF TO HEAR. I CAN AMEND TO PASS IT TODAY. >> I UNDERSTAND NOW. >> WHAT HAPPENED WAS INITIALLY IT WAS TO REFER TO COMMITTEE.\r\n\r\nSO THE AMENDMENT IS TO PASS IT TODAY. >> PASS IT TODAY ON THE FLOOR >> YES. >> LET'S MAKE IT PASS TODAY ON THE FLOOR. BECAUSE SHE IS CLARIFYING WHAT SHE SAID. MADAM CLERK, WHAT ARE YOU TALKING ABOUT AS OF RIGHT NOW, IT'S AN AMENDMENT. I UNDERSTAND THAT MEMBER PALTIN WITH THE APPROVAL OF THE SECONDER CHANGED THE MOTION TO AMEND TO PASS BILL 6 ON FIRST READING. AND THEN WE WOULD STILL NEED TO GO BACK TO THE MAIN MOTION AS AMENDED.\r\n\r\n>> BUT WE DIDN'T TAKE THE VOTE ON THE AMENDMENT. >> SO THIS IS THE VOTE ON THE AMENDMENT, CORRECT? TO PASS IT TODAY, LIKE RIGHT NOW. >> ROLL CALL. >> CHAIR? >> YES. >> CAN I SAY SOMETHING.\r\n\r\nI'M SORRY. >> PRO TEM KAMA. >> OKAY. SO WHAT I HEARD THE DISCUSSION SINCE I HAVE GOTTEN BACK, THE DEPARTMENT WOULD LIKE US TO PASS IT TODAY. SO THEN I SUPPORTED THE MOTION TO SEND IT TO COMMITTEE, BECAUSE I THOUGHT THAT IS WHAT WE ALWAYS DO; RIGHT? WITHOUT HEARING THE DEPARTMENT HEAD TELLING US THAT HE WOULD REALLY LIKE THIS DONE TODAY AND HAVE DISCUSSION IN COMMITTEE. JUST WANTED TO BE CLEAR.\r\n\r\nI'M FINE. I'M GOOD. VICE-CHAIR SUGIMURA. >> I AM GOING TO SUPPORT THIS, WHICH IS WHAT THE MEMBERS WANT. >> SUPPORT THIS, MEANING WHAT? >> TO PASS IT. >> SUPPORT PASSING IT TODAY.\r\n\r\n>> AND HEAR IT IN MY BFED COMMITTEE, TO HAVE THE GREATER DISCUSSION, IF NEEDED. AND THEN HAVE SECOND READING. >> YES. READY. >> YES. >> ALL RIGHT. EVERYBODY GOT THAT?\r\n\r\n>> YES. >> ROLL CALL. WE HAVE TO TAKE VOTE ON THE MOTION. THE TROUBLE IS IT'S KIND OF THE OPPOSITE OF WHAT THE FIRST MOTION IS. BUT LET'S TAKE ROLL CALL. >> COUNCIL MEMBER PRO TEMPORE TASHA KAMA? >> YES.\r\n\r\n>> VICE-CHAIR YUKI LEI SUGIMURA? >> YES. >> COUNCIL MEMBER PALTIN? >> AYE. >> COUNCIL MEMBER JOHNSON? >> AYE. >> COUNCIL MEMBER RAWLINS-FERNANDEZ?\r\n\r\n>> AYE. >> COUNCIL MEMBER COOK? >> AYE. >> COUNCIL MEMBER UU-HODGINS? >> AYE. >> COUNCIL MEMBER SINENCI? >> AYE.\r\n\r\n>> AND CHAIR LEE? >> AYE. >> CHAIR, THE VOTE IS UNANIMOUS, AND THIS MOTION DOES PASS. >> OKAY. SO NOW WE'LL GO BACK TO THE MAIN MOTION. >> WHICH WAS TO REFER THIS TO COMMITTEE -- >> NO, WHICH WAS TO AMEND. >> OKAY.\r\n\r\nWELL, WE HAVE PRO TEM KAMA. >> YOUR MIC. MIC. >> THANK YOU. SO WE PASSED THE AMENDMENT DO THIS ON THE FLOOR. SO THE NEXT MOTION THAT WE'LL BE VOTING ON IS? >> YES, IT'S THE MAIN MOTION AS AMENDED.\r\n\r\nINITIALLY IT WAS TO AMEND AND ANOTHER MOTION TO PASS ON THE FLOOR. SO YOU HAVE PASSED THE MOTION TO PASS IT ON THE FLOOR AND NOW WE'RE GOING BACK TO THE MAIN MOTION AS AMENDED. >> CHAIR? >> IT WAS TO AMEND. >> WHY DO YOU LOOK PUZZLED? >> I'M READY. >> EVERYBODY READY?\r\n\r\n>> CHAIR? >> YES, MEMBER RAWLINS-FERNANDEZ. I HEAR YOU. MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. I BELIEVE A MOTION TO WAIVE COUNCIL RULE 7G COMMITTEE REFERRAL AND REPORT OR DID WE DO AWAY WITH THAT RULE? >> WE DON'T CURRENTLY HAVE THAT RULE ANY MORE, MEMBER RAWLINS-FERNANDEZ.\r\n\r\n>> SO IT'S A NEW NORMAL >> YES. >> THAT IS NOT EVEN A RULE ANY MORE. >> NO. >> SENDING IT TO COMMITTEE IS NOT EVEN A RULE ANY MORE. WE CHANGED THAT. ALL RIGHT. I'M READY TO VOTE IN FAVOR OF PASSING BILL 6 TO SUPPORT THE HOUSING DEPARTMENT TO SERVE OUR COMMUNITY IN THE ENDEAVOR OF GETTING MORE AFFORDABLE HOUSING FOR OUR PEOPLE TODAY.\r\n\r\n>> ANYBODY WITH MORE DISCUSSION? ARE YOU READY? OKAY. MEMBER COOK. >> I WOULD LIKE TO -- I CAN SUPPORT

THIS, I'M JUST DISAPPOINTED IN THE FACT THAT THE HOUSING DEPARTMENT DIDN'T WEIGH-IN EARLIER ON THIS, AND ALL OF THIS DISCUSSION, OBVIOUSLY, EVERYBODY IS SUPPORTIVE OF HOUSING. WE HAVE A HISTORY OF SUPPORTING HOUSING, AND I WILL SUPPORT THIS, BUT IT'S UNFORTUNATE THAT THIS IS HAPPENING. THANK YOU.\r\n\r\n>> YES, YOU KNOW, WE COULD HAVE BEEN A LITTLE MORE CIVILIZED IN OUR DISCUSSION. ANYBODY ELSE? >> CHAIR? >> YES, MEMBER RAWLINS-FERNANDEZ. >> FOR MY SECOND AND FINAL. I WOULD JUST LIKE TO THANK OUR HOUSING DIRECTOR FOR BEING ON WHEN HE WAS NOT REQUESTED AND ANSWER THE QUESTIONS THAT THE COUNCIL HAD FOR HIM TODAY. I DO NOT BLAME HIM FOR NOT REQUESTING THAT IT BE PASSED ON THE FLOOR TODAY, BECAUSE WE ARE COUNCIL MEMBERS, WE WERE ELECTED TO REPRESENT THE BEST INTERESTS OF THE PEOPLE, AND WE SHOULD BE ABLE TO READ WHAT IS ON THE AGENDA AND MAKE DETERMINATIONS FOR OURSELVES AND ASK QUESTIONS, IF WE NEED TO, BECAUSE WE HAVE ALL THE PHONE NUMBERS AND WE CAN TAKE ACTION IN A WAY THAT SERVES OUR PEOPLE THE BEST MAHALO, CHAIR.\r\n\r\n>> ANY MORE DISCUSSION? ROLL CALL. >> COUNCIL MEMBER PRO TEMPORE TASHA KAMA? >> YES. >> VICE-CHAIR SUGIMURA YES. >> COUNCIL MEMBER PALTIN? >> AYE.\r\n\r\n>> COUNCIL MEMBER JOHNSON AYE. >> COUNCIL MEMBER RAWLINS-FERNANDEZ? >> AYE. >> COUNCIL MEMBER COOK? >> AYE. >> COUNCIL MEMBER UU-HODGINS? >> AYE.\r\n\r\n>> COUNCIL MEMBER SINENCI? >> AYE. >> AND CHAIR LEE? >> AYE. >> CHAIR, THE VOTE IS UNANIMOUS AND THIS MOTION DOES PASS. RECALLING BILL 117 CD 1 (2022) A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN IA Y WITH THE UNIVERSITY OF HAWAII FORT THE PROVISION OF HIGH YANG LANGUAGE AND HAWAIIAN STUDIES WORKSHOPS FOR THE EMPLOYEES OF THE COUNTY OF MAUI. >> COUNCIL MEMBER RAWLINS-FERNANDEZ.\r\n\r\n>> MAY I REQUEST BILL 127 BE CALLED UP AND MAKE ONE MOTION. >> ANY OBJECTS, MEMBERS? SO ORDER. MS. CLERK. >> CHAIR, BEFORE YOU IS BILL 127 CD 1 (2024) A BILL FOR AN ORDINANCE TO IMPLEMENT CHARTER SECTION 13-17 REQUIRING THE COUNTY TO OPERATE AS A BILINGUAL GOVERNMENT AND TO PUBLISH OFFICIAL MEETING AGENDAS IN ENGLISH AND 'OLELO HAWAII. >> MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR.\r\n\r\nI MOVE TO PASS BILL 117 CD 1 (2022) AND BILL 127 CD 1 (2024) ON SECOND AND FIND READING. >> SECOND. >> MOVED BY MEMBER RAWLINS-FERNANDEZ, SECONDED BY MEMBER SINENCI TO PASS BILLS 117 AND 127 ON SECOND AND FINAL READING. AND DISCUSSION? MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR MAHALO AGAIN TO UHMC THROUGH A KANAKA LENS REGARDING BILL 117. BILL 127, 132 YEARS OF OCCUPATION BY THE UNITED STATES. WE WILL NEVER FORGET.\r\n\r\nCHARTER SECTION 13-17 REQUIRES THE COUNTY TO OPERATES A BILINGUAL GOVERNMENT OFFICIALLY MEETING AGENDAS OF THE COUNTY BE PUBLISHED IN ENGLISH AND 'OLELO HIGH, IN THE EFFICIENCY SOLUTIONS AND CIRCULAR SYSTEMS COMMITTEE MEETING MANAGING DIRECTOR NISHITA THANKED THE CITY FOR TAKING THE FIRST STEPS AND WALKING THE TALK, THROUGH PILOTING THE PUBLICATION OF COMMITTEE MEETING AGENDAS SINCE JULY 1, 2024 FOR THE COMMITTEE, NOR DID THE FULL COUNCIL MEETING AGENDAS. SO I HOPE THIS YEAR THAT THE OTHER COMMITTEES AND THIS FULL COUNCIL MEETINGS WILL FOLLOW CHARTER SECTION 13-17, AND WHILE I RECOGNIZE THE LIMITATION OF STAFFING, AND THAT OUR ONE TRANSLATOR MAY BE LEAVING NEXT MONTH, CHARTER SECTION 13-17 REQUIRES US TO MAKE IT HAPPEN. EVEN IF IT MEANS CONTRACTING THE WORK OUT, AND PERHAPS THE CLERK'S OFFICE CAN JOIN IN THAT CONTRACT SINCE THIS AGENDA ALSO NEEDS TO BE TRANSLATED. THERE IS NO EXCUSE BILL 117 ESTABLISHMENT OF DEPARTMENT OF 'OIWI RESOURCES AND MANY FREE AND AFFORDABLE RESOURCES AVAILABLE TO OUR COMMUNITY, TO US, THAT THERE SHOULD BE NO REASON THAT WE ARE NOT FOLLOWING CHARTER SECTION 13-17 TO OPERATE AS A BILINGUAL COUNTY IN 'OLELO HAWAII. MAHALO, CHAIR. >> ANY MORE DISCUSSION? IF NOT, ALL THOSE IN FAVOR OF THE MOTION, PLEASE RAISE YOUR HAND, SAY AYE. >> AYE.\r\n\r\n>> NINE AYES, ZERO NOS, MOTION CARRIES MS. CLERK. >> CHAIR, BEFORE YOU IS BILL 146 CD 1 (2024) A BILL FOR AN ORDINANCE AMENDING THE WATER CODE ON METHODOLOGY FOR CALCULATING DOMESTIC WATER DEMAND. >> MR. COOK. >> I MOVE TO PASS BILL 146 CD 1 (2024) ON SECOND AND FINAL READING. >> SECOND.\r\n\r\n>> MOVED BY MEMBER COOK, SECONDED BY MEMBER JOHNSON TO PASS BILL 146 CD 1 (2024) ON SECOND AND FINAL READING, MR. COOK. >> IT WILL REQUIRE THE DOW SUPPLY TO ESTIMATE DOMESTIC WATER DEMAND AND ASSESS DEPARTMENT IMPACT FEES BASED ON THE PROJECTS GALLONS PER DAY USED RATHER THAN THE WATER FIXTURE COUNTS.

FURTHER, THE DEPARTMENT OF WATER SUPPLY MUST REPORT QUARTERLY WHICH WILL TAKE EFFECT JANUARY 1ST, 2026. I RESPECTFULLY ASK FOR THE MEMBERS' SUPPORT OF MY MOTION. >> ANY MORE DISCUSSION? MEMBER JOHNSON. >> THANK YOU, CHAIR.\r\n\r\nI WANT TO TAKE THIS TIME TO THANK THE AG WORKING GROUP FOR ALL THEIR HARD WORK AND EVERYBODY ELSE INVOLVED. THANKS FOR ALL OF THE COUNCIL MEMBERS WHO JOINED THEM IN THIS CAUSE. THE WATER FIXTURE COUNT METHODOLOGY IS OUTDATED AND DOES NOT CAN ACCOUNT FOR WATER USE AND INTENSIVE FEATURES LIKE POOLS -- GALLONS PER DAY USAGE HOMEOWNERS WHO HAVE BEEN UNNECESSARILY RESTRICTED MAY BE ABLE TO BUILD EXPANSION FARM DWELLING OR 'OHANA TO INCREASE HOUSING OPTION OUR RANCHERS NO MATTER THE NUMBER OF TOILETS WE ON HAVE ONE BUTT. SO THANK YOU, CHAIR ANY MORE DISCUSSION SOME ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE? >> NINE AYES, ZERO NOS, MOTION CARRIES. MS. CLERK.\r\n\r\n>> CHAIR, BEFORE YOU IS BILL 101 CD 1 -- (PLEASE STANDBY) BILL 180 ALLOWS THE USE OF PRIVATE WATER COLLECTION AND STORAGE UP TO 30,000 GALLONS IN THE AGRICULTURAL, RESIDENTIAL AND RURAL DISTRICTS AND RESPECTFULLY ASK FOR MEMBERS' SUPPORT OF MY MOTION. >> ANY MORE DISCUSSION? MEMBER JOHNSON. >> THANK YOU, CHAIR. THIS LEGISLATION MAKES IT EASY TO USE AND STORE WATER AND CONDENSATION SO THEY CAN BE RESILIENT AND PRODUCTIVE DURING DRY SEASONS OR DROUGHT HERE IN HAWAII WATER IS A PUBLIC TRUST, WHICH MEANS WE HAVE THE RESPONSIBILITY TO MANAGE THIS PRECIOUS FINITE RESOURCE FOR THE BENEFIT OF THE PUBLIC. BY SUPPORTING MORE ACCURATE PROJECTIONS OF WATER USE AND BY PROMOTING EFFICIENCY USE AND EFFICIENT USE OF RAINWATER, THESE BILLS NOT ONLY SUPPORT FARMERS AND UPHOLD OUR PROMISE TO THE FUTURE GENERATIONS, BUT CAN HELP WORK WITH CREATE MORE HOUSING IN OUR COMMUNITY. RISE IN FULL SUPPORT.\r\n\r\nTHANK YOU, CHAIR ANY MORE DISCUSSION? ALL THOSE IN FAVOR OF THE MOTION TO PASS BILL 180 CD 1 (2024) ON SECOND AND FINAL READING, PLEASE RAISE YOUR HAND, SAY AYE. NINE AYES, ZERO NOS, CONGRATULATIONS. LAST ONE. >> THANK YOU, CHAIR. BEFORE YOU IS BILL 188 FD 1 (2024) A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI APPENDIX A PART 2 MANAGED RETREAT REVOLVING FUND MANTOKUJI MISSION OF PA'IA, MAUI. >> MEMBER UU-HODGINS.\r\n\r\n>> THANK YOU. MOVE TO PASS BILL 188 FD 1 (2024) ON SECOND AND FIND READING. >> SECOND. >> MOVED AND SECONDED TO PASS BILL 188 FD 1 (2024) ON SECOND AND FINAL READING. DISCUSSION. >> THIS THAT IS A GRANT FOR MANTOKUJI MISSION OF PA'IA, MAUI FOR FUEL HAZARD MITIGATION PROJECT LOCATED IN THE MANTOKUJI NEAR THEIR TEMPLE. THANK YOU, MEMBERS.\r\n\r\n>> ANY MORE DISCUSSION? IF NOT, ALL THOSE IN FAVOR OF THE MOTION, PLEASE RAISE YOUR HAND, SAY AYE. >> NINE AYES, ZERO NOS, MOTION CARRIES. AND THAT BRINGS US TO THE END OF THE CALENDAR. UNLESS WE MISSED ANYTHING? MS. CLERK?\r\n\r\nIF NOT, THANK YOU EVERYBODY. AND HAVE A NICE WEEKEND. TAKE CARE. ALL RIGHT, THIS MEETING IS ADJOURNED [ GAVEL ]