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OFFICE OF THE
COUNTY CLERK

COUNCIL OF THE COUNTY OF MAUI

AGENDA

Regular Meeting of February 16, 2024
9:00 a.m.

Meeting Site: Online via Teams: <http://tinyurl.com/2p9zhjr2>

Phone testimony: 1-808-977-4067, code 465 611 688#

In-Person Testimony and Viewing: Council Chamber, Kalana O Maui Building, 8th Floor,
200 South High Street, Wailuku, Hawai'i

Courtesy Live Broadcast:
Akakū – Maui Community Media, Channel 53

COURTESY TESTIMONY SITES – COUNCIL RESIDENCY AREA OFFICES:

East Maui: Hāna Cultural Center & Museum, 4974 Uakea Road, Hāna, (808) 248-7513

South Maui: MEDB Building, 1304 North Holopono St., Ste. 9, Kihei, (808) 793-0012

Moloka'i: Moloka'i District Complex, 100 Ainoa Street, Kaunakakai, (808) 553-3888

Lāna'i: 841 Fraser Avenue, Lāna'i City, (808) 565-7094

Makawao-Ha'ikū-Pā'ia: Heritage Hall, 401 Baldwin Ave., Ste. 102, Pā'ia, (808) 793-0099

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website: <http://co.maui.hi.us/Archive.aspx?AMID=226>

e-mail: county.clerk@mauicounty.us

A. **ROLL CALL**

B. **OPENING REMARKS:**

COUNCILMEMBER KEANI RAWLINS-FERNANDEZ

C. **PLEDGE OF ALLEGIANCE**

D. **TESTIMONY ON CEREMONIAL RESOLUTIONS**

E. **CEREMONIAL RESOLUTIONS:**

NONE.

F. **SET THE CONSENT CALENDAR**

G. **PRESENTATION OF WRITTEN OR ORAL TESTIMONY**

H. **MINUTES:**

NONE.

I. **ACTION ON THE CONSENT CALENDAR**

J. **COMMUNICATIONS:**

1. COUNTY COMMUNICATIONS:

[CC 24-5](#) COUNCILMEMBER RAWLINS-FERNANDEZ, transmitting a proposed amendment to Bill 11 (2024), entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM, GRANTS AND DISBURSEMENTS FOR BUSINESS DEVELOPMENT AND TECHNOLOGY, SPORTS AND EVENTS PROMOTION, TECHNOLOGY IN BUSINESS PROMOTION, AND HONE HEKE CORPORATION".

[CC 24-6](#) COUNCILMEMBER KAMA, transmitting a proposed amendment to Bill 15 (2024), entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION, REGARDING THE ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE".

2. GENERAL COMMUNICATIONS:

NONE.

K. COMMITTEE REPORTS:**Budget, Finance, and Economic Development Committee****[CR 24-13](#)**

Recommending **ADOPTION** of Resolution 24-7 to amend the Fiscal Year 2024 Budget, Department of Parks and Recreation, Administration Program, by transferring \$177,000 from General, Category A (Salaries) to General, Category B (Operations & Equipment).

[CR 24-14](#)

Recommending the following:

- FIRST READING** of Bill 137, CD1 (2023) to amend the Fiscal Year 2024 Budget by: 1) amending Section 2, Estimated Revenues, by increasing Bond/Lapsed Bond by \$3,630,048; 2) amending Section 4.D.6.a.(1), Department of Parks and Recreation, Wailuku-Kahului Community Plan Area, Parks and Recreation, by adding a new appropriation entitled "War Memorial Football Stadium and Track Rehabilitation" under Bond Fund in the amount of \$3,630,048; 3) adjusting the totals accordingly; and 4) amending Appendix C - Capital Improvement Projects, Department of Parks and Recreation, Wailuku-Kahului Community Plan Area, by adding a new project and project description entitled "War Memorial Football Stadium and Track Rehabilitation" in the amount of \$3,630,048; and
- FIRST READING** of Bill 138, CD1 (2023) to amend the Fiscal Year 2024 general obligation bond authorization ordinance by adding a new appropriation of \$3,630,048 for "War Memorial Football Stadium and Track Rehabilitation," for the Department of Parks and Recreation, Wailuku-Kahului Community Plan Area, Parks and Recreation.

[CR 24-15](#)

Recommending **FIRST READING** of Bill 2 (2024) to amend the Fiscal Year 2024 Budget, Appendix B, Revenues - Fees, Rates, Assessments and Taxes, Department of Fire and Public Safety, General Fund, Fees - Fire - Permit Inspection, etc., to add a reimbursement fee for any additional cost incurred for inspections on commercial activities outside normal business hours or at distant locations, including Hāna, Molokai, and Lānaʻi.

[CR 24-16](#)

Recommending the following:

1. **FIRST READING** of Bill 5, CD1 (2024) to amend the Fiscal Year 2024 Budget, Appendix A, Part I, Grants and Restricted Use Revenues - Schedule of Grants and Restricted Use Revenues by Departments and Programs for FY 2024, Office of the Mayor, Community Development Block Grant (CDBG) Program, by: 1) deleting the overall appropriation of \$1,829,334; 2) deleting Maui Family Support Services, Inc.'s Exterior Rehabilitation of MFSS Building project and the County of Maui, Department of Fire and Public Safety's Lāna'i Fire Tanker project; 3) inserting an appropriation of \$296,554 for Ka Hale A Ke Ola Homeless Resource Centers, Inc.'s Phase 4, Building 4 project; 4) inserting an appropriation of \$365,867 for Community Development Block Grant (CDBG) Program Administration; and 5) adding a new Affordable Rental Housing for Kūpuna project for the County of Maui with an appropriation of \$2,645,663; and
2. **FILING** of Bill 109 (2023).

[CR 24-17](#)

Recommending **FIRST READING** of Bill 4 (2024) to amend the Fiscal Year 2024 Budget, Appendix A, Part II, Special Purpose Revenues - Schedule of Revolving/Special Funds for Fiscal Year 2024, by adding new conditional language under the Affordable Housing Fund to read as follows: "Up to \$4,929,088 must be for a grant to Aina Lani Pacific, LLC for on-site infrastructure for the Kilohana Makai project at TMK (2) 3-9-004:141, Kihei, Maui, Hawai'i."

Water and Infrastructure Committee

[CR 24-18](#)

Recommending **FIRST READING** of Bill 1, CD1 (2024), to amend a Design Agreement entered into with the United States Department of the Army Corps of Engineers for shared costs related to the design deficiency of the existing ʻĪao Stream Flood Control Project.

L. RESOLUTIONS:

[Reso 24-18](#)

"AUTHORIZING SETTLEMENT OF MAUI ELECTRIC COMPANY, LIMITED'S CROSS-CLAIM AGAINST THE COUNTY OF MAUI IN YOGI, TERENCE & DIANE v. E.H. a minor, et. al., CASE NO. 2CC-18-000408"

M. ORDINANCES:

[Bill 26 \(2024\)](#) "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI, TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH PURDUE UNIVERSITY"

The purpose of this bill is to commit \$20,000 to be used for the purchase of experimental supplies, labor and travel, as well as unspecified in-kind contributions of staff time and expertise to support and collaborate for the Water Research Foundation fire project.

[Bill 27 \(2024\)](#) "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM AGRICULTURAL AND INTERIM TO M-1 LIGHT INDUSTRIAL AND M-2 HEAVY INDUSTRIAL FOR PROPERTY SITUATED AT LANAI, HAWAII TAX MAP KEY (2) 4-9-002:061"

The purpose of this bill is to change zoning (conditional) for the Miki Basin Industrial Park on the Island of Lanai.

[Bill 28 \(2024\)](#) "A BILL FOR AN ORDINANCE TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION FROM AGRICULTURAL TO URBAN FOR PROPERTY SITUATED AT WAILUKU, MAUI, HAWAII TAX MAP KEY (2) 3-3-001:106"

The purpose of this bill is to amend the State Land Use District classification from Agricultural to Urban for Hale Mahaolu Ke Kahua Project situated at Wailuku, Maui, Hawaii.

[Bill 29 \(2024\)](#) "A BILL FOR AN ORDINANCE TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION FROM AGRICULTURAL TO URBAN FOR PROPERTY SITUATED AT KIHEI, MAUI, HAWAII, TAX MAP KEY (2) 3-9-001:034"

The purpose of this bill is to amend the State Land Use District classification from Agricultural to Urban for the proposed Ohukai Light Industrial Park situated at Kihei, Maui, Hawaii.

[Bill 30 \(2024\)](#) "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM RURAL TO M-1 LIGHT INDUSTRIAL (CONDITIONAL ZONING) FOR PROPERTY SITUATED AT KIHEI, MAUI, HAWAII TAX MAP KEY (2) 3-9-001:034"

The purpose of this bill is to change zoning from Rural to M-1 Light Industrial (conditional zoning) for the Ohukai Light Industrial Park situated at Kihei, Maui, Hawaii.

[Bill 32 \(2024\)](#) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, GENERAL BUDGET PROVISIONS, SECTION 18"

The purpose of this bill is to amend the Fiscal Year 2024 Budget, General Budget Provisions, Section 18 by deleting "\$55,000,000" and inserting "10 percent of the total operating budget"

[Bill 33 \(2024\)](#) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, DEPARTMENT OF AGRICULTURE, AGRICULTURE PROGRAM, AND GRANTS AND DISBURSEMENTS FOR AGRICULTURAL PROMOTION"

The purpose of this bill is to amend the Fiscal Year 2024 Budget, by 1) deleting "the" from the Department title; 2) reducing the appropriation for Agriculture Program, Category B - Operations and Equipment by \$28,239; 3) reducing the appropriation for Grants and disbursements for Agricultural Promotion, Feral Animal Recovery by \$781,500; 4) reducing the appropriation for Grants and disbursements for Agricultural Promotion, Agricultural Education and Apprenticeship by \$51,600; 5) increasing the appropriation for Grants and disbursements for Agricultural Promotion, Agricultural Promotion/Technology by \$861,339, and 6) reducing the amount of the condition under Grants and disbursements for Agricultural Promotion, Agricultural Promotion/Technology for infrastructure improvements by \$45,000.

[Bill 34 \(2024\)](#) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2024, AFFORDABLE HOUSING FUND, HALE PILINA"

The purpose of this bill is to amend the Fiscal Year 2024 budget by adding new conditional language for the Hale Pilina Project stating "Up to \$10,000,000 must be for a grant to Catholic Charities Housing Development Corporation for the Hale Pilina Project. The Hale Pilina project will include 18 units at or below 30 percent of the AMI, 18 units at or below 50 percent of the AMI, 142 units at or below 60 percent of the AMI, and one unit for an onsite manager. The affordability period is 61 years. TMK (2) 3-7-013:026 located at 150 South Pu'unene Avenue, Kahului, Maui, Hawai'i".

[Bill 35 \(2024\)](#) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2024, AFFORDABLE HOUSING FUND, AIKANAHA"

The purpose of this bill is to amend the Fiscal Year 2024 Budget, Appendix A, Part II, Affordable Housing Fund, by deleting the conditional language for Ka Hale A Ke Ola and the Kuikahi Village Workforce Housing Project and adding new appropriations for the Aikanaha Project Phases I and II.

[Bill 36 \(2024\)](#) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART I, DEPARTMENT OF HOUSING AND HUMAN CONCERNS, U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT EMERGENCY HOUSING VOUCHERS"

The purpose of this bill is to amend the Fiscal Year 2024 Budget Appendix A, Part I, Department of Housing and Human Concerns, to increase the appropriation for U.S. Department of Housing and Urban Development Emergency Housing Vouchers by \$1,200,000.

[Bill 37 \(2024\)](#) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, APPENDIX C, DEPARTMENT OF FIRE AND PUBLIC SAFETY, WAILUKU-KAHULUI COMMUNITY PLAN AREA"

The purpose of this bill is to amend the Fiscal Year 2024 Budget, Appendix C - Capital Improvement Projects, Department of Fire and Public Safety, Wailuku-Kahului Community Plan Area to update the project description for Administration Building Acquisition to delete "site selection and land acquisition to construct" and to insert "planning and conceptual drawings for".

[Bill 38 \(2024\)](#) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, REVENUES AND EMERGENCY MANAGEMENT AGENCY"

The purpose of this bill is to amend the Fiscal Year 2024 Budget to 1) increase Carryover/Savings, General Fund and Total Estimated Revenues by \$12,500,000; 2) amend Emergency Management Agency to increase Category B - Operations & Equipment and Total by \$12,500,000; and 3) increase the Total Operating Appropriations and Total Appropriations by \$12,500,000.

[Bill 39 \(2024\)](#) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, REVENUES AND DEPARTMENT OF MANAGEMENT, OFFICE OF RECOVERY"

The purpose of this bill is to amend the Fiscal Year 2024 Budget to 1) increase Carryover/Savings, General Fund and Total Estimated Revenues by \$8,000,000; 2) amend Department of Management, Office of Recovery to increase Category B - Operations & Equipment and Total by \$8,000,000; and 3) increase the Total Operating Appropriations and Total Appropriations by \$8,000,000.

[Bill 40 \(2024\)](#) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, REVENUES; DEPARTMENT OF FINANCE, COUNTYWIDE COSTS, SUPPLEMENTAL TRANSFER TO THE SOLID WASTE FUND; CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, COUNTYWIDE, SANITATION; AND APPENDIX C, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, COUNTYWIDE"

The purpose of this bill is to amend the Fiscal Year 2024 Budget by 1) increasing interfund transfers by \$7,304,000, increase Carryover/Savings in the General Fund by \$7,304,000, and adjust Total Estimated Revenues accordingly; 2) amending Department of Finance, Countywide Costs, Supplemental Transfer to the Solid Waste Fund, by increasing Category B - Operations & Equipment in the amount of \$7,304,000 and adjusting the total accordingly; 3) adjusting the Total Operating Appropriations to reflect an increase of \$7,304,000 in Category B - Operations & Equipment and adjusting the total accordingly; 4) amending Capital Improvement Projects, Department of Environmental Management, Countywide, Sanitation, Solid Waste Management Fund, to add a new appropriation entitled "Lāhainā Wildfire Disposal Sites" in the amount of \$7,304,000; 5) amending the Total Capital Improvement Project Appropriations to reflect an increase of \$7,304,000; 6) adjusting the Total Appropriations (Operating and Capital Improvement Projects) accordingly; and 7) amend Appendix C, Department of Environmental Management, West Maui Community Plan Area, to add a new project description entitled "Lāhainā Wildfire Disposal Sites" in the amount of \$7,304,000.

ORDINANCES - SECOND AND FINAL READING:

[Bill 80, CD1 \(2023\)](#) "A BILL FOR AN ORDINANCE GRANTING CAROLEE HIGASHINO A CONDITIONAL PERMIT TO CONDUCT SMALL SCALE SPECIAL EVENTS WITHIN THE COUNTY R-3 RESIDENTIAL DISTRICT, TAX MAP KEY NUMBER (2) 2-1-006:011, MAKENA, MAUI, HAWAII"

The purpose of this bill is to allow the operation of small-scale commercial weddings and special events by Carolee Higashino, the owner and operator of A White Orchid Wedding.

[Bill 82, CD1 \(2023\)](#) "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4405, GRANTING HO'OKAHI PALAMA ALI'I, LLC A CONDITIONAL PERMIT TO CONDUCT LIMITED SPECIAL EVENTS, HISTORICAL AND BOTANICAL TOURS, PHOTO SHOOTS, WORKSHOPS, RETREATS, AND WELLNESS AND EXERCISE CLASSES, AND TO ALLOW A BRIDAL LOUNGE AND EVENT PREPARATION SPACE WITHIN THE COUNTY AGRICULTURAL DISTRICT, FOR PROPERTY SITUATED AT 250 HAIKU ROAD, HAIKU, MAUI, HAWAII"

The purpose of this bill is to grant a five-year Conditional Permit time extension by amending Ordinance 4405 (2017) for Ho'okahi Palama Ali'i, LLC to continue operating special events in the County Agricultural District, located at 250 Haiku Road, Ha'ikū, Maui, Hawai'i.

[Bill 135](#)
[\(2023\)](#)

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A , PART I, DEPARTMENT OF POLICE"

The purpose of this bill is to add a new grant under the Department of Police entitled "Hawaii Medical Service Association (HMSA)" in the amount of \$11,000.

[Bill 140, CD1](#)
[\(2023\)](#)

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, REVENUES; AND DEPARTMENT OF FINANCE, COUNTYWIDE COSTS"

The purpose of this bill is to 1) increase Carryover/Savings in the General Fund and Total Estimated Revenues by \$10,000,000; and 2) amend Department of Finance, Countywide Costs by increasing the appropriation for Insurance Programs and Self Insurance, Category B - Operations and Equipment and Total in the amount of \$10,000,000 and increase the Total Operating Appropriations and Total Appropriations by the same amount.

[Bill 11 \(2024\)](#)

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM, GRANTS AND DISBURSEMENTS FOR BUSINESS DEVELOPMENT AND TECHNOLOGY, SPORTS AND EVENTS PROMOTION, TECHNOLOGY IN BUSINESS PROMOTION, AND HONE HEKE CORPORATION"

The purpose of this bill is to amend the Fiscal Year 2024 Budget, Office of the Mayor, Economic Development Program, Grants and disbursements for business development and technology by: 1) reducing Sports and Events Promotion, Category B - Operations & Equipment and the Total by \$111,032 and to delete "for sporting events" after "student travel"; 2) reducing Technology in Business Promotion, Category B - Operations & Equipment and the Total by \$388,968; and 3) adding a new appropriation for "Hone Heke Corporation" in the amount of \$500,000"

[Bill 12 \(2024\)](#)

"A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, DEPARTMENT OF FIRE AND PUBLIC SAFETY, FIRE PREVENTION PROGRAM; AND APPENDIX A, PART II, FIRE HAZARD REMOVAL REVOLVING FUND"

The purpose of this bill is to amend the Fiscal Year 2024 Budget, by 1) decreasing the appropriation for the Department of Fire and Public Safety, Fire Prevention Program by \$50,000 and adding a new appropriation entitled "Transfer to the Fire Hazard Removal Revolving Fund" in the amount of \$50,000 and 2) in Appendix A, Part II, increasing the Anticipated Revenue for FY 2024 for the Fire Hazard Removal Revolving Fund by \$50,000 and adding conditional language to allow for expenditure from the fund.

[Bill 15 \(2024\)](#)

"A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION, REGARDING THE ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE"

[Bill 16 \(2024\)](#) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART I, DEPARTMENT OF HOUSING AND HUMAN CONCERNS"

The purpose of this bill is to amend the Fiscal Year 2024 Budget, Appendix A, Part I, Department of Housing and Human Concerns to add a new grant entitled "USAgging Disaster Relief Fund" in the amount of \$15,000.

[Bill 20, FD1 \(2024\)](#) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET FOR THE COUNTY OF MAUI, APPENDIX B, DEPARTMENT OF WATER SUPPLY, WATER SERVICE RATES-AGRICULTURAL CONSUMERS"

The purpose of this bill is to add a new category "Nondwelling Agricultural Rate" prior to Water Shortage Rates.

N. UNFINISHED BUSINESS:

NONE.

BOARD PACKETS, as defined in Section 92-7.5, HRS, will be electronically posted as soon as practicable.

ORAL TESTIMONY. For more information on testifying, please visit <https://www.mauicounty.us/teams/>

Oral testimony on any agenda item will be accepted at the beginning of the meeting and prior to Council's deliberation on each section of the agenda. Testimony must pertain to items on the agenda.

In the meeting controls at the top of the Teams screen, select **RAISE YOUR HAND**. Staff will add your name to the testifier list and will lower your hand. You may check your place in line by accessing the Testifier Log, with the link posted in Chat. When it is your turn to testify, staff will call your name and will allow you to unmute your video and microphone. State your name, if you choose to do so, and also identify the item number(s) on which you wish to testify.

To testify via phone, please call in to the phone number and enter the meeting ID noted on the first page of this agenda. Follow the instructions provided on the call to raise your hand to be added to the testifier list. When it is your turn to testify, the Clerk will call the last four digits of the testifier's phone number. You will be able to unmute yourself when called to testify.

Each testifier will be allowed to speak for up to three minutes on each item. The time limits for testimony may be modified, if the modification is initiated by the presiding officer and approved by a majority of the Council; provided that a modification would apply equally to all testifiers and all items. No further oral testimony by the testifier on the item shall be permitted. An individual's request to testify may be deemed withdrawn if the individual does not answer when called to testify. If the connection between any testifier and the video conference is lost, the meeting will still continue.

If a meeting participant wishes to testify anonymously, log in to the meeting with "anonymous" as your name and virtually raise your hand as described above.

DECORUM. Any person who behaves in a manner that disrupts, disturbs, 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. If participating remotely, participants may be muted or dropped from the meeting for breaking decorum. Examples of disruptive behavior include, but are not limited to: heckling, shouting, use of profanity, threatening or slanderous remarks made to any member of the Council, staff, or general public. Use of the chat feature is restricted to County use only. It shall be considered a breach of decorum for members of the public to use the Chat.

WRITTEN TESTIMONY may be submitted by e-mail to county.clerk@mauicounty.us,

by fax to (808) 270-7171, or to the Office of the County Clerk, 200 South High Street, Ste. 708, Wailuku, Hawai'i, 96793. Written testimony should be received at least 24 hours prior to the meeting; except if a meeting will be held on a Monday, written testimony should be received by noon on the business day preceding the meeting. While the Council requests that written testimony be submitted as noted, testimony submitted after that date and time will still be accepted. Members of the public interested in information about offering testimony on an agenda item may contact the Office of the County Clerk at (808) 270-7748 prior to the meeting.

INTERRUPTION IN VIDEO/AUDIO. This meeting is being conducted in accordance with Section 92-3.7, HRS. Nothing said in the meeting or included in the agenda is intended to create obligations in excess of those required under Section 92-3.7, HRS. If Teams connectivity affecting quorum is lost, Council will be in recess. It will not be considered a loss of quorum unless connectivity cannot be restored within 30 minutes. If the Teams connection is prematurely terminated, for whatever reason, please log back into the same link. If connectivity affecting quorum cannot be restored within 30 minutes, the meeting will automatically reconvene the following Tuesday at 9 a.m., using the same virtual connections, unless the Council announces a different date and time.

If any Courtesy Testimony Site loses its connection to the meeting, the meeting will continue without that location, irrespective of whether a Councilmember is participating from that site.

If Akakū prematurely ceases broadcasting the meeting, the meeting will continue via interactive conference technology and a recording will include archived meeting videos.

DISABILITY ACCESS. Anyone requesting an auxiliary aid or service or other accommodation due to a disability should contact the County Clerk as soon as possible prior to the meeting date at (808) 270-7748 or county.clerk@mauicounty.us and allow for adequate time to fulfill the request.