

# **Council of the County of Maui**

## **A G E N D A**

Regular Meeting of February 1, 2019

9:00 AM

### **Meeting Site:**

Council Chamber

### **Remote Testimony Sites:**

Hana Council District Office - Hana Community Center, 5091 Uakea Road, Hana, Hawaii

Lanai Council District Office - Lanai Community Center, 8th Street, Lanai City, Hawaii

Molokai Council District Office - 100 Ainoa Street, Kaunakakai, Hawaii

website: [www.co.maui.hi.us/Archive.aspx?AMID=226](http://www.co.maui.hi.us/Archive.aspx?AMID=226)

email: [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us)

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### **ORAL OR WRITTEN TESTIMONY**

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted. Each testifier shall be allowed to speak for up to three minutes on each item. If approved by the presiding officer and announced prior to any oral testimony being taken, the testifier may be allowed one minute to conclude the testimony on the item. The time limits for testimony at a Council meeting 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 An individual's request to testify may be deemed withdrawn if the individual does not answer when called to testify.

REMOTE TESTIMONY SITES: Oral testimony may be received from each of the Council district offices noted above. If the connection between the meeting site in the Council Chamber and any of the remote testimony sites is lost, the meeting in the Council Chamber will still continue. Members of the public interested in information about offering testimony on an agenda item from a remote testimony site may contact the Office of the County Clerk (808-270-7748) prior to the meeting. While oral testimony is being received the district offices cannot provide other services. The connection will be terminated after all oral testimony has been received.

If written testimony is submitted at the meeting site, 15 copies are requested. If written testimony is e-mailed or faxed (808-270-7171), it must be received at least 24 hours prior to the meeting; provided, that if a meeting will be held on a Monday, written testimony shall be received by 12:00 noon on the business day preceding the meeting.

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### **A. ROLL CALL**

**B. OPENING REMARKS:**

VICE-CHAIR KEANI RAWLINS-FERNANDEZ

**C. PLEDGE OF ALLEGIANCE****D. TESTIMONY ON CEREMONIAL RESOLUTIONS****E. CEREMONIAL RESOLUTIONS:**

NONE.

**F. PRESENTATION OF WRITTEN OR ORAL TESTIMONY****G. MINUTES:**

NONE.

**H. COMMUNICATIONS:****1. COUNTY COMMUNICATIONS:**

[CC 19-34](#) ACTING DIRECTOR OF FINANCE, transmitting 123 contracts/grants for December 2018.

[CC 19-35](#) ACTING DIRECTOR OF FINANCE, transmitting the annual report of all acquisitions made, and conveyances accepted for calendar year 2018.

[CC 19-36](#) CHIEF OF POLICE, transmitting a grant agreement with the State of Hawaii, Department of Transportation for the MPD Roadblock grant in the amount of \$452,625.11.

[CC 19-37](#) ECONOMIC DEVELOPMENT DIRECTOR, transmitting grants from the State of Hawaii, Workforce Development Council for the Workforce Innovation and Opportunity Act in the amount of \$548,371 for the period of July 1, 2018 to June 30, 2020.

[CC 19-38](#) ACTING DIRECTOR OF FINANCE, informing of the acceptance of Waterline Easement F, Kehalani Module 18 Subdivision, TMK: (2) 3-5-001:089 (por).

[CC 19-39](#) ACTING DIRECTOR OF FINANCE, informing of the acceptance of Waterline Easement 1-B, Kehalani Mauka (Large-Lot) Subdivision No. 3-C, TMK: (2) 3-5-001:111 (por).

[CC 19-40](#) ACTING DIRECTOR OF FINANCE, informing of the acceptance of Waterline Easement 1-C, Kehalani Mauka (Large-Lot) Subdivision No. 3-C, TMK: (2) 3-5-001:116 (por).

- [CC 19-41](#) ACTING DIRECTOR OF FINANCE, informing of the acceptance of Waterline Easement 1-D, Kehalani Mauka (Large-Lot) Subdivision No. 3-C, TMK: (2) 3-5-001:118 (por).
- [CC 19-42](#) ACTING DIRECTOR OF FINANCE, informing of the acceptance of Waterline Easements W-1A and W-25, and 21 Water Meter Easements, Pulehunui Plains Subdivision, TMK: (2) 3-8-004:030 (por).
- [CC 19-43](#) ACTING DIRECTOR OF FINANCE, informing of the acceptance of Waterline Easement E, Pulehunui Plains Subdivision, Lot 1, TMK: (2) 3-8-004:023 (por).
- [CC 19-44](#) DIRECTOR OF FINANCE, informing of the acceptance of Sewerline Easement S-1, 83 Mission Street, TMK: (2) 3-4-018:077 (por).
- [CC 19-45](#) ACTING DIRECTOR OF FINANCE, informing of the acceptance of Fire Hydrant Easement A, TMK: (2) 3-4-010:005 (por).
- [CC 19-46](#) ACTING DIRECTOR OF FINANCE, informing of the acceptance of Waterline Easements W-8 and W-9, Maui Lani (Large-Lot) Subdivision No. 7, TMK: (2) 3-8-007:153 (por).
- [CC 19-47](#) ACTING DIRECTOR OF FINANCE, informing of the acceptance of a Waterline Easement in connection with the construction of the Ulupalakua 100,000 Gallon Water Tank Replacement (DWS Project No. 15-06), TMK: (2) 2-1-009:001 (por).
- [CC 19-48](#) ACTING DIRECTOR OF FINANCE, informing of the acceptance of an Access Easement in connection with the construction of the Ulupalakua 100,000 Gallon Water Tank Replacement (DWS Project No. 15-06), TMK: (2) 2-1-009:001 (por).
- [CC 19-49](#) ACTING DIRECTOR OF FINANCE, informing of the acceptance of a Tank Easement in connection with the construction of the Ulupalakua 100,000 Gallon Water Tank Replacement (DWS Project No. 15-06), TMK: (2) 2-1-009:001 (por).
- [CC 19-50](#) ACTING DIRECTOR OF WATER SUPPLY, transmitting the Department of Water Supply's Monthly Source Report and Groundwater Use Report for the month ending December 2018.
- [CC 19-51](#) ACTING DIRECTOR OF WATER SUPPLY, transmitting the State of Hawaii Commission on Water Resource Management water use reports for November 2018 for all registered well reporters in the County of Maui.
- [CC 19-52](#) COUNCIL CHAIR KING, transmitting a Councilmember's report on the Hawaii State Association of Counties Executive Board meeting on January 15, 2019.
- [CC 19-53](#) COUNCIL CHAIR KING, transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF KASIE APO TAKAYAMA AS A LEGISLATIVE ANALYST IN THE OFFICE OF COUNCIL SERVICES".
- [CC 19-54](#) COUNCIL CHAIR KING, transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF RONALD JAY SHORT, JR. AS A LEGISLATIVE ANALYST IN THE OFFICE OF COUNCIL SERVICES".

- [CC 19-55](#) COUNCIL CHAIR KING, transmitting a proposed resolution entitled "REQUESTING THE STATE LAND USE COMMISSION TO ISSUE A DECLARATORY RULING REITERATING AND AFFIRMING THE REQUIREMENT FOR A PEDESTRIAN OVERPASS OR UNDERPASS TO ALLOW SAFE ACCESS TO KIHEI HIGH SCHOOL".
- [CC 19-56](#) ACTING DIRECTOR OF HOUSING AND HUMAN CONCERNS, transmitting a proposed resolution entitled "AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HOUSING AND HUMAN CONCERNS TO MODIFY THE REQUIREMENTS OF CHAPTER 2.96, MAUI COUNTY CODE, IN RELATION TO THE COUNTY'S PURCHASE OPTIONS FOR THE KAIWAHINE PROJECT AND ACKNOWLEDGING THAT TWO OF THE UNITS IN THE PROJECT WILL BE MANAGER'S UNITS".
- [CC 19-57](#) ACTING DIRECTOR OF FINANCE, transmitting a report of short-term investments for the quarter ended December 31, 2018.
- [CC 19-58](#) DIRECTOR OF FINANCE, relating to the Performance Audit of the Department of Finance performed by Moss Adams LLP.
- [CC 19-59](#) COUNTY AUDITOR, transmitting the County of Maui Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ended June 30, 2018, submitted by N&K CPAs, Inc.
- [CC 19-60](#) COUNTY AUDITOR, transmitting the Department of Water Supply Financial Statements and Supplementary Information with Independent Auditor's Report for Fiscal Year Ended June 30, 2018, submitted by N&K CPAs, Inc.
- [CC 19-61](#) COUNCIL CHAIR KING, relating to the Fiscal Year 2020 Budget.
- [CC 19-62](#) BUDGET DIRECTOR, transmitting the following proposed bills entitled:
1. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF FINANCE, COUNTYWIDE, OTHER PROJECTS, COUNTYWIDE EQUIPMENT; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)";
  2. "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4858, BILL NO. 54 (2018), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE, SALE AND DELIVERY OF SAID BONDS (DEPARTMENT OF FINANCE - COUNTYWIDE EQUIPMENT)"; and
  3. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C - CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF FINANCE, COUNTYWIDE, COUNTYWIDE EQUIPMENT (DEPARTMENT OF FIRE AND PUBLIC SAFETY)".

- [CC 19-63](#) COUNCILMEMBER MOLINA, transmitting a proposed resolution entitled "APPOINTING THE STAFF AND SETTING THE SALARIES OF THE OFFICE OF COUNCIL SERVICES".
- [CC 19-64](#) COUNCILMEMBER SUGIMURA, relating to the Central Maui Regional Traffic and Transportation Plan.
- [CC 19-65](#) PLANNING DIRECTOR, transmitting the 2018 Annual Status Report on the Implementation of the Maui County Community Plans.
- [CC 19-66](#) PLANNING DIRECTOR, transmitting the 2018 Annual Status Report on the Implementation of the Countywide Policy Plan and Maui Island Plan.
- [CC 19-67](#) ACTING PLANNING DIRECTOR, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE RELATING TO RENEWALS FOR CONDITIONAL, BED AND BREAKFAST HOME, SHORT-TERM RENTAL HOME, AND SPECIAL USE PERMITS".
- [CC 19-68](#) COUNCIL CHAIR KING, transmitting a proposed resolution entitled "REFERRING TO THE MAUI PLANNING COMMISSION A PROPOSED BILL TO AMEND THE KIHEI-MAKENA COMMUNITY PLAN AND LAND USE MAP FROM BUSINESS/COMMERCIAL TO SINGLE-FAMILY FOR APPROXIMATELY 43,390 SQUARE FEET OF PROPERTY AT 1488 SOUTH KIHEI ROAD, KIHEI, MAUI, HAWAII".
- [CC 19-69](#) COUNCILMEMBER PALTIN, relating to the planning of the Wailuku Civic Center Complex.
- [CC 19-70](#) COUNCILMEMBER LEE, relating to the dedication of the makai portion of Makahala Place, Wailuku.
- [CC 19-71](#) DIRECTOR OF PUBLIC WORKS, transmitting the annual report on new utility poles approved for installation by the Director of Public Works in calendar year 2018.

## **2. GENERAL COMMUNICATIONS:**

NONE.

### **I. COMMITTEE REPORTS:**

NONE.

### **J. RESOLUTIONS:**

NONE.

### **K. ORDINANCES - SECOND AND FINAL READING:**

NONE.

**L. UNFINISHED BUSINESS:**

**NONE.**

**"BOARD PACKETS", AS DEFINED IN SECTION 92-7.5 OF THE HAWAII REVISED STATUTES, ARE AVAILABLE FOR INSPECTION AT THE OFFICE OF THE COUNTY CLERK, 200 SOUTH HIGH STREET, WAILUKU, HAWAII. "BOARD PACKETS" ARE ALSO AVAILABLE ELECTRONICALLY AS SOON AS PRACTICABLE UPON REQUEST.**

**ITEMS LISTED ON THE AGENDA MAY BE ACCESSED AT MAUICOUNTY.LEGISTAR.COM.**

**INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE SHOULD CALL THE OFFICE OF THE COUNTY CLERK AT 270-7748, AT LEAST THREE DAYS IN ADVANCE.**