



PUBLIC MEETING NOTICE

COUNCIL OF THE COUNTY OF MAUI

www.MauiCounty.us/GREAT

Committee Chair
Michael J. Molina

Committee Vice-Chair
Keani N.W.
Rawlins-Fernandez

Voting Members:
Gabe Johnson
Tasha Kama
Kelly Takaya King
Alice L. Lee
Tamara Paltin
Shane M. Sinenci
Yuki Lei K. Sugimura

GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE

Tuesday, October 19, 2021

9:00 a.m.

MEETING SITE:
Online Only

Phone testimony: 1-408-915-6290, meeting code 175 115 369

Video testimony: <https://bluejeans.com/175115369>

View live: Akaku, Channel 53 or mauicounty.us/agendas

*Subject to change without notice. Visit mauicounty.us for more information.

A G E N D A

POTENTIAL ACQUISITION, PRESERVATION, AND IMPROVEMENTS TO WAWAU POINT ("BABY BEACH") (PAIA) (GREAT-31)

- Description:** The Committee is in receipt of the following:
1. County Communication 21-153, from Councilmember Michael J. Molina, relating to the potential acquisition of Wawau Point ("Baby Beach"), tax map key (2) 3-8-001:072, Paia, Maui, Hawaii.
 2. County Communication 21-362, from Councilmember Michael J. Molina, relating to the preservation of, and improvements to, Wawau Point ("Baby Beach") in Paia, including public-safety and litigation issues.

Status: The Committee may receive a presentation from Alexander & Baldwin regarding the potential acquisition, preservation, and improvements to Wawau Point and discuss related matters. No legislative action will be taken.

[County Communication 21-153](#)

[County Communication 21-362](#)

**LITIGATION MATTERS (SETTLEMENT AUTHORIZATION:
GEOFFREY E. WITTMER, AS THE SPECIAL ADMINISTRATOR FOR**

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THE ESTATE OF ERIC G. WITTMER, DECEASED, V. COUNTY OF MAUI, MAUI POLICE DEPARTMENT, ET AL.; CIVIL 19-1-0198 (1)) (GREAT-11(10))

Description: The Committee is in receipt of correspondence dated August 26, 2021, from the Department of the Corporation Counsel, requesting an opportunity to provide a status update on Geoffrey E. Wittmer, as the Special Administrator for the Estate of Eric G. Wittmer, Deceased, v. County of Maui, Maui Police Department, et al.; Civil 19-1-0198(1), and transmitting a copy of the Second Amended Complaint filed on April 9, 2020.

Status: The Committee may receive a status update on the claim. The Committee may also consider the filing of the correspondence and other related action.

Note: With reference to this agenda item, one or more executive meetings are anticipated in accordance with Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

[Correspondence from Corporation Counsel 08-26-2021](#)

APPOINTMENTS TO SOUTH MAUI ADVISORY COMMITTEE (GREAT-33)

- Description:** The Committee is in receipt of the following:
1. County Communication 21-228, from Councilmember Michael J. Molina, relating to appointments to South Maui Advisory Committee.
 2. Correspondence dated October 13, 2021, from Committee Chair Michael J. Molina, transmitting a proposed resolution entitled "APPOINTMENT OF MEMBERS AND ALTERNATES TO THE SOUTH MAUI ADVISORY COMMITTEE TO THE MAUI PLANNING COMMISSION FOR THE COUNTY OF MAUI." The purpose of the proposed resolution is to appoint the Council's seven members to the South Maui Advisory Committee who each reside in the Kihei-Makena Community Plan Area, where five members serve staggered terms of three or five years each, as selected by lot, and two alternates serve for three-year terms, in accordance with Section 2.28.050, Maui County Code. The thirteen applicants are: Bruce Bond, Patrick Borge, Thomas Cook, Alejandro (Alex) Cortez, Debra Hughes, Robin Knox, Mike Moran, Bonnie Newman, Raymond Phillips, Phyllis Robinson, Mary Trotto, Robert Weltman, and Michael Wildberger.
 3. Correspondence dated October 13, 2021, from Committee Chair Michael J. Molina, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 2.28.050, MAUI COUNTY CODE, RELATING TO TERMS OF ADVISORY COMMITTEE MEMBERS TO THE MAUI PLANNING COMMISSION." The purpose

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of the proposed bill is to amend Section 2.28.050, Maui County Code, to allow two members appointed by the Mayor to serve a term of three years; one member appointed by the Council to serve a term of three years; and four members appointed by the Council to serve a term of five years.

Status: The Committee may consider whether to recommend adoption of the proposed resolution, and passage of the proposed bill on first reading, with or without revisions. The Committee may also consider the filing of County Communication 21-228 and other related action.

[County Communication 21-228](#)

[Correspondence from Committee Chair 10-13-2021 \(Bill\)](#)

[Correspondence from Committee Chair 10-13-2021 \(Resolution\)](#)

APPOINTMENTS TO PAIA-HAIKU ADVISORY COMMITTEE (GREAT-34)

- Description:** The Committee is in receipt of the following:
1. County Communication 21-229, from Councilmember Michael J. Molina, relating to appointments to Paia-Haiku Advisory Committee.
 2. Correspondence dated October 13, 2021, from Committee Chair Michael J. Molina, transmitting a proposed resolution entitled "APPOINTMENT OF MEMBERS AND ALTERNATES TO THE PAIA-HAIKU ADVISORY COMMITTEE TO THE MAUI PLANNING COMMISSION FOR THE COUNTY OF MAUI." The purpose of the proposed resolution is to appoint the Council's seven members to the Paia-Haiku Advisory Committee who each reside in the Paia-Haiku Community Plan Area, where five members serve staggered terms of three or five years each, as selected by lot, and two alternates serve for three-year terms, in accordance with Section 2.28.050, Maui County Code. The eleven applicants are: Francine Aarona, Michael Baskin, Adrian Boone, Roger Clapp, Lucienne de Naie, Andrea Kealoha, Matthew McDonald, Peter Merriman, Nikhilananda, Rebecca O'Day, and Timothy Wolfe.
 3. Correspondence dated October 13, 2021, from Committee Chair Michael J. Molina, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 2.28.050, MAUI COUNTY CODE, RELATING TO TERMS OF ADVISORY COMMITTEE MEMBERS TO THE MAUI PLANNING COMMISSION." The purpose of the proposed bill is to amend Section 2.28.050, Maui County Code, to allow two members appointed by the Mayor to serve a term of three years; one member appointed by the Council to serve a term of three years; and four members appointed by the Council to serve a term of five years.

Status: The Committee may consider whether to recommend adoption of the proposed resolution, and passage of the proposed bill on first reading, with or without revisions. The Committee may also consider the filing of

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County Communication 21-229 and other related action.

[County Communication 21-229](#)

[Correspondence from Committee Chair 10-13-2021 \(Bill\)](#)

[Correspondence from Committee Chair 10-13-2021 \(Resolution\)](#)

AMENDMENTS TO THE RULES OF THE COUNCIL (VARIOUS) (GREAT-6(1))

Description:

The Committee is in receipt of the following:

1. Miscellaneous Communication, dated January 5, 2021, from the County Clerk, relating to the Rules of the Council.
2. Correspondence dated October 13, 2021, from Committee Chair Michael J. Molina, transmitting a proposed resolution, entitled "AMENDING THE RULES OF THE COUNCIL," with attached Exhibits "A" and "B." The purpose of the proposed resolution is to incorporate the following amendments to the Rules of the Council, as referenced in Exhibit "A": 1) Amend Rule 2 to allow for meetings held via video conferencing if allowed by State law or in the event of a County, State, or Federal emergency, significant health crisis, or pandemic; and allow for 10-minute breaks during each half of the workday and a 45-minute lunch period during meetings and public hearings; 2) Amend Rule 6 to establish a process to time stamp and assign a unique identification number to each bill and resolution on presentment to the County Clerk by the introducing Councilmember, and maintain and regularly update a page for bills and a page for resolutions organized by the documents' identifying number, along with other documents submitted to the County Clerk and associated with the bill or resolution; 3) Amend Rule 7 to clarify the Council's referral of bill and resolutions to standing committees after receiving the committee's report prior to first reading or adoption, except for resolutions for receiving grants or proposed land use ordinances, with a reference to Exhibit "B"; and allowing this Rule to apply to no more than once per regular Council meeting and only if there is an urgent timeline, if the matter relates to a County, State, or Federal emergency, or if action is required to preserve the health, safety, and well-being of County residents; 4) Amend Rule 17 to allow Councilmembers no more than two clarifying questions per testifier; 5) Repeal Rule 22 relating to Council Travel; and 6) Amend Rule 27 to require that expenses receive final approval at a Council meeting before modifications to the Council Chamber can be expended.

Status:

The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider whether to recommend the filing of the Miscellaneous Communication and other related action.

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[Miscellaneous Communication 01-05-2021](#)

[Correspondence from Committee Chair 10-13-2021](#)

CONTACT INFORMATION

Office of Council Services (808) 270-7838 (phone)
200 South High Street
Wailuku, Hawaii 96793

COMMITTEE STAFF

Shelly Espeleta, Kasie Apo Takayama, Pauline Martins, and James Forrest

BOARD PACKETS

Board Packets, as defined in Section 92-7.5, HRS, will be electronically posted as soon as practicable under the current conditions.

CONNECTIVITY

This online meeting is being conducted in accordance with the Governor's most recent emergency proclamation on COVID-19. The proclamation partially suspends the Sunshine Law, and meetings can be conducted without Councilmembers or members of the public being physically present in the same location. Nothing said today or included in the agenda is intended to create obligations in excess of those required under the Sunshine Law and the emergency proclamation.

If BlueJeans connectivity affecting quorum is lost, the Committee will be in recess. It will not be considered a loss of quorum unless connectivity cannot be restored within 30 minutes. If BlueJeans connectivity is prematurely terminated for whatever reason, please log back into the meeting using the same link. If Akaku is terminated for whatever reason, or prematurely ceases broadcasting the meeting to Channel 53, Akaku will try its best to restore broadcasting. But if it is unable to do so in a reasonable amount of time, the Committee will continue its meeting, record it on BlueJeans, and after the meeting, forward the recording to Akaku to be included with archived meeting videos.

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 Committee announces a different date and time.

TESTIMONY

Oral testimony via phone by dialing in to 1-408-915-6290 and entering meeting code 175 115 369

Video testimony via BlueJeans link: <https://bluejeans.com/175115369>

Written testimony via eComment. For more information on how to use eComment, please visit <http://mauicounty.us/ecomment/>

For more information on testifying please visit www.MauiCounty.us or contact the Office of Council Services.

LIVE CABLECAST AND WEBCAST

Live meeting is available on Akaku: Maui Community Media, Channel 53.

Or go to mauicounty.us/agendas to access live and archived meeting videos.

Agenda items are subject to cancellation.