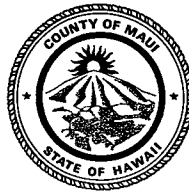


ALAN M. ARAKAWA  
Mayor



JOHN D. KIM  
Prosecuting Attorney

RECEIVED

2016 AUG 30 PM 2:47

ROBERT D. RIVERA  
First Deputy Prosecuting Attorney

DEPARTMENT OF THE PROSECUTING ATTORNEY  
COUNTY OF MAUI  
150 South High Street  
WAILUKU, MAUI, HAWAII 96793  
PHONE (808) 270-7777 • FAX (808) 270-7625

August 30, 2016

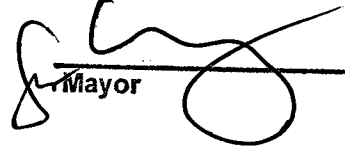
Honorable Alan Arakawa  
Mayor, County of Maui  
200 South High Street  
Wailuku, HI 96793

For Transmittal to:

Honorable Michael White, Chair  
and Members of Maui County Council  
200 South High Street  
Wailuku, HI 96793

Dear Char White:

APPROVED FOR TRANSMITTAL


\_\_\_\_\_  
Mayor Date 9/1/16

**SUBJECT: STATE OF HAWAII HIGHWAY SAFETY  
IMPAIRED DRIVING**

In accordance with Ordinance No. 4334 Bill 62 (2016) Fiscal Year 2017 Budget, we are hereby transmitting to you a copy of the BUDGET MODIFICATION notice of the grant award from the State of Hawaii, Highway Safety Division, for the program listed above, grant number AL16-02 (05-M-01) for the period of October 1, 2015 thru September 30, 2016 in the approved modified amount of \$16,642.00.

Thank you for your attention to this matter. Should you have any questions, please feel free to contact me at ext. 7632.

Sincerely,

  
JOHN D. KIM  
Prosecuting Attorney

Attachment  
CC: Sananda K. Baz, Budget Director

COUNTY COMMUNICATION NO. 16-204

**STATE OF HAWAII HIGHWAY SAFETY OFFICE****GRANT AGREEMENT**  
**Grant No: AL16-02 (05-M-01)****Modification****Page 1 (To be completed by applicant agency)****1. Grant Title**

Maui County, Prosecutor's Office

**2. Name and Address of Applicant Agency**Department of the Prosecuting Attorney, County of Maui  
150 S. High Street  
Wailuku, HI 96793**4.****Duration**  
Month – Day – Year**A. Grant Period**From: October 1, 2015  
To: September 30, 2016**B. Project Period**From: October 1, 2015  
To: September 30, 2016**3. Agency Unit to Handle Grant (Name and Address)**District Court Unit  
150 S. High Street  
Wailuku, HI 96793**5. Location of Project**150 S. High Street  
Wailuku, HI 96793**6a. Type of Application**  
**(Check Appropriate Item)**☐ Initial ☒ Revision ☐ Continuation**6b. Reimbursement Schedule Desired**☐ Monthly ☒ Quarterly**7. Grant Description (Summarize the grant plan covering activities that address the major goals and objectives in approximately 100 words. Limit to 6 lines.)**

The District Court Division of the Maui Department of the Prosecuting Attorney proposes to prioritize their efforts in prosecuting offenders charged with "operating a vehicle under the influence of an intoxicant" or (OUI) due to the increasing number of OUI cases as compared to other district court offenses. Increase of OUI cases is attributed to an increase of population, current revised data for 2015 is 160,000 people, and an increase in drivers in Maui County. As a result of the increase, the Division's goal is to increase the rate of convictions with effective strategies and new information to maximize sentencing in ensuring our roads and highways are safe. Attendance to key traffic-related meetings and conferences is essential for prosecutors to collaborate with police officers.

**8. Federal funds allocated under this agreement shall not exceed****\$16,642.00****9. Approval Signatures**

**Acceptance of Conditions:** It is understood and agreed by the undersigned that a reimbursement grant received as a result of this grant agreement is subject to Public Law 89-564 (Highway Safety Act of 1966) and all administrative regulations governing grants established by the U.S. Department of Transportation and the State of Hawaii. It is expressly agreed that this project constitutes an official part of the Hawaii Highway Safety Program and that said applicant agency will meet the requirements as set forth herein, including accompanying schedules A, B, B-1, C & D, which are incorporated herein and made a part of this grant agreement. Authorization to proceed with this Highway Safety Project is requested.

**9a. Grant Director****Name:** John D. Kim **Phone:** (808) 270-777  
**Title:** Prosecuting Atty **Fax:** (808) 270-7625  
**Address:** 150 S. High Street  
Wailuku, HI 96793**E-Mail:** John.Kim@co.maui.hi.us

(Signature)

(Date)

**9b. Authorizing Official of Agency Unit****Name:** Kay Tesoro **Phone:** (808) 270-7777  
**Title:** Admin. Ofcr **Fax:** (808) 270-7625  
**Address:** 150 S. High Street  
Wailuku, HI 96793**E-Mail:** Kay.Tesoro@co.maui.hi.us

(Signature)

(Date)

# STATE OF HAWAII HIGHWAY SAFETY OFFICE

## GRANT AGREEMENT – PART II

Grant No: AL16-02 (05-M-01)

Page 2 (To be completed by Highway Safety Office)

10. Grantee: Department of the Prosecuting Attorney, County of Maui

11. Standard Area: Impaired Driving

13a. Federal Fiscal Year: 2016

12. Effective Date of Agreement: Oct 1, 2015 – Sep 30, 2016

13b. Addendum: ☒ Yes ☐ No

14. Benefit of: ☐ State ☒ County

### 15. Action Taken

- Grant agreement approved on 9/30/15.
- Grant modified on 4/12/16 to include travel to the DRE in-service training hosted by the Hawaii Department of Transportation. Funds to be transferred from Hawaii Coalition for Zero Impaired Driving to cover the travel-related costs for two prosecutors to attend the training.
- Grant modified on 4/13/16 to transfer funds from the IACP DRE Conference and Lifesavers Conference to cover travel-related costs for two prosecutors to attend the CMI Users Group conference.

### 16. Funding Disposition & Status

Fiscal Year	Amount
2014	\$5,676.00
2015	\$24,561.00
2016	\$16,642.00
Total	\$46,879.00
Present Obligation	\$16,642.00
Previously Obligated	\$30,237.00
<b>TOTAL FUNDS OBLIGATED</b>	<b>\$46,879.00</b>

### 17. Budget Summary (From Schedule B – Detailed Budget Estimate) – Fiscal Year Grant Period Ending: Sep 30, 2016

Cost Category	Cost Estimates
A. Personnel Costs	0.00
B. Travel Expenses	16,642.00
C. Contractual/Consultant Services	0.00
D. Equipment	0.00
E. Other Direct Costs	0.00
<b>TOTAL FEDERAL FUNDS</b>	<b>\$ 16,642.00</b>

### 18. Grant Approval & Authorization to Expend Obligated Funds

#### A. Approval Recommended By (Program Area Specialist)

#### B. Agreement & Funding Authorized By (Highway Safety Manager)

Name: Lianne Yamamoto  
Title: Highway Safety Specialist  
Phone/E-Mail: (808) 587-6315 /  
lianne.yamamoto@hawaii.gov

Name: Lee Nagano  
Title: Highway Safety Manager  
Phone/E-Mail: (808) 587-6301 /  
lee.nagano@hawaii.gov

*Lianne N. Yamamoto*  
(Signature)

*4/13/16*  
(Date)

*h [Signature]*  
(Signature)

*4/13/16*  
(Date)

**STATE OF HAWAII HIGHWAY SAFETY OFFICE**

**GRANT AGREEMENT – PART III**

**Grant No: AL16-02 (05-M-01)**

**Page 3 (To be completed by Highway Safety Office)**

**19. Addendum (For Highway Safety Office Use Only)**

This addendum gives the Maui Prosecutor's Office approval to transfer funds from the IACP DRE Conference and Lifesavers Conference trips to cover travel-related costs to send two prosecutors to attend the CMI Users Group conference. CMI meets annually for updates on topics such as legal issues, data interpretation, calibration, etc. Attending this conference would allow the prosecutors to obtain and review information on the process for the CMI intoxilyzer breath results and for legal issues on OVUII cases for efficient and effective prosecution.

The following is the cost breakdown for the conference:

Airfare: \$1,460.00 (\$730 x 2)

Ground transportation: \$100 (\$50 round trip x 2)

Excess lodging: \$1,068.00 (\$89/night x 6 nights x 2)

Per diem: \$1,667.50 (\$833.75 x 2)

Baggage: \$100 (\$50 round trip x 2)

Registration: \$790 (\$395 x 2)

Total: \$5,185.50

The scope of the project and the total grant funding amount remains the same.

**SCHEDULE B**  
**Page 1**  
**Detailed Budget Estimate**  
**Grant No: AL-16-02 (05-M-01)**

COST CATEGORY	COST ESTIMATES
<b>A. Personnel Costs</b>	
<u>Employee Salaries and Benefits</u>	
Position Title(s) and Full-Time/Part-Time Yearly Salary:	
Fringe Benefit Rate: _____ %	
Time to be spent on project: _____ hours	
Position Title(s) and Overtime Hourly Rate(s):	
Fringe Benefit Rate: _____ %	
Time to be spent on project: _____ hours	
<b>Category Sub-Total</b>	<b>\$0.00</b>
<b>B. Travel Expenses</b>	
<b>1) In State: Oahu</b>	
Event/Conference: Traffic Commander's Meetings	
Number of Travelers: _____ 2 _____	
Air Travel: 8 roundtrips X \$200.00	\$1,600.00
To: <u>Oahu</u>	
From: <u>Maui</u>	
Surface Travel:	
Shuttle/Taxi	
Car Rental (daily rate, # of days, fuel, taxes, etc.) 8 days X \$60	\$480.00
Private Car: ( _____ miles @ _____ per mile)	
Airport parking: \$30 x 2 x 4 trips	\$240.00
Excess Lodging:	
_____ 4 _____ nights @ \$ _____ 89 _____ per night x 2	\$712.00
Per Diem:	
_____ 8 _____ days @ \$ _____ 90.00 _____ per day x 2	\$1,440.00

**Grant No: AL-16-02 (05-M-01)**

COST CATEGORY	COST ESTIMATES
<b>Baggage Fee:</b> <b>Tuition, Course, Registration and Miscellaneous Fees:</b> Individual cost: _____ x No. of attendees: _____ <div style="text-align: right;"><b>Sub-total:</b></div>	<div style="text-align: right;"><b>\$4,472.00</b></div>
<b>2) Out-of-State: Denver, Colorado</b>  <b>Event/Conference:</b> 2016 IACP DRE Conference  <b>Number of Travelers:</b> _____ 1 _____  <b>Air Travel:</b> \$1,000 <span style="float: right;">\$1,000.00</span> To: Denver, Colorado From: Kahului, Maui _____  <b>Surface Travel:</b> Shuttle/Taxi \$50 <span style="float: right;">\$50.00</span> Car Rental (daily rate, # of days, fuel, taxes, etc.) Private Car: ( _____ miles @ _____ per mile)  <b>Excess Lodging:</b> _____ 4 _____ nights @ \$ _____ 89.00 _____ per night=\$356 <span style="float: right;">\$356.00</span>  <b>Per Diem:</b> _____ 4.25 _____ days @ \$ _____ 145.00 _____ per day =616.25 <span style="float: right;">\$616.25</span>  <b>Baggage Fee:</b> \$50 <span style="float: right;">\$50.00</span>  <b>Tuition, Course, Registration and Miscellaneous Fees:</b> Individual cost: <u>\$245</u> _____ x No. of attendees: <u>1</u> _____ <span style="float: right;">\$245.00</span> <div style="text-align: right;"><b>Sub-Total:</b></div>	<div style="text-align: right;"><b>\$2,317.25</b></div>
<b>3) In-State: Oahu</b>  <b>Event/Conference:</b> Hawaii Coalition for Zero Impaired Driving  <b>Number of Travelers:</b> _____ 2 _____  <b>Air Travel:</b> 2 roundtrips X \$230.00 <span style="float: right;">\$460.00</span>	

**SCHEDULE B**  
**Page 3**  
**Detailed Budget Estimate**  
**Grant No: AL-16-02 (05-M-01)**

COST CATEGORY	COST ESTIMATES
<p>To: <u>Oahu</u>  From: <u>Maui</u></p> <p>Surface Travel:</p> <p>Shuttle/Taxi</p> <p>Car Rental (daily rate, # of days, fuel, taxes, etc.)</p> <p>Private Car: ( _____ miles @ _____ per mile)</p> <p>Airport parking: \$15 x 2</p> <p>Excess Lodging:</p> <p>_____ nights @ \$ _____ per night</p> <p>Per Diem:</p> <p>_____ 1 _____ days @ \$ <u>45.00</u> per day = \$45 x 2</p> <p>Baggage Fee:</p> <p>Remaining balance</p> <p>Tuition, Course, Registration and Miscellaneous Fees:</p> <p>Individual cost: _____ x No. of attendees: _____</p> <p style="text-align: right;"><b>Sub-Total:</b></p>	<p style="text-align: right;">\$30.00</p> <p style="text-align: right;">\$90.00</p> <p style="text-align: right;">74.75</p> <p style="text-align: right;"><b>\$654.75</b></p>
<p><b>4) Out-of-State:</b> Long Beach, California</p> <p>Event/Conference: 2016 Lifesavers Conference</p> <p>Number of Travelers: <u>1</u></p> <p>Air Travel: \$737.50X 2</p> <p>To: Long Beach, California</p> <p>From: Kahului, Maui _____</p> <p>Surface Travel:</p> <p>Shuttle/Taxi \$50</p> <p>Car Rental (daily rate, # of days, fuel, taxes, etc.)</p> <p>Private Car: ( _____ miles @ _____ per mile)</p> <p>Excess Lodging:</p>	<p style="text-align: right;">\$737.50</p> <p style="text-align: right;">\$50.00</p>

**SCHEDULE B**  
**Page 4**  
**Detailed Budget Estimate**  
**Grant No: AL-16-02 (05-M-01)**

COST CATEGORY	COST ESTIMATES
_____ 5. _____ nights @ \$ _____ 89.00 _____ per night = \$445	\$445.00
Per Diem:	
_____ 5 _____ days @ \$ _____ 145.00 _____ per day	\$725.00
Baggage Fee: \$50	\$50.00
Tuition, Course, Registration and Miscellaneous Fees:	
Individual cost: _____ \$400 _____ x No. of attendees: _____ 1 _____	\$400.00
<b>Sub-Total:</b>	<b>\$2,407.50</b>
<p><b>5) In-State: Oahu</b>  Event/Conference: Attend mandatory Grantee Orientation  Date of travel: 10/22/2015</p> <p>Number of Travelor(s) _____ 1 _____</p> <p>Air Travel: 1 roundtrip @\$200 _____</p> <p>To: _____ Oahu _____</p> <p>From: _____ Maui _____</p> <p>Airport parking: \$15 _____</p> <p>Surface Travel:</p> <p>Shuttle/Taxi _____</p> <p>Car Rental (daily rate, # of days, fuel, taxes, etc.) _____</p> <p>Private Car: ( _____ miles @ _____ per mile) _____</p> <p>Excess Lodging:</p> <p>_____ nights @ \$ _____ per night _____</p> <p>Per Diem:</p> <p>_____ 1 _____ days @ \$ _____ 45.00 _____ per day _____</p> <p>Baggage Fee: _____</p> <p>Tuition, Course, Registration and Miscellaneous Fees:</p> <p>Individual cost: _____ x No. of attendees: _____</p>	<p>\$200.00</p> <p>\$15.00</p> <p>\$45.00</p>



**SCHEDULE B**  
**Page 5**  
**Detailed Budget Estimate**  
**Grant No: AL-16-02 (05-M-01)**

COST CATEGORY	COST ESTIMATES
<b>Sub-Total:</b>	<b>\$260.00</b>
<p><b>6) Out-of-State:</b> Las Vegas, Nevada</p> <p>Event/Conference: 2016 CMI Intoxilyzer Conference</p> <p>Number of Travelers: <u>2</u></p> <p>Air Travel: \$730 X 2 <span style="float: right;">\$1,460.00</span></p> <p>To: Denver, Colorado</p> <p>From: Kahului, Maui</p> <p>Surface Travel:</p> <p>Shuttle/Taxi \$50 X 2 <span style="float: right;">\$100.00</span></p> <p>Car Rental (daily rate, # of days, fuel, taxes, etc.)</p> <p>Private Car: ( _____ miles @ _____ per mile)</p> <p>Excess Lodging:</p> <p><u>5</u> nights @ \$ <u>89.00</u> per night=\$534 X 2 <span style="float: right;">\$1,068.00</span></p> <p>Per Diem:</p> <p><u>5.75</u> days @ \$ <u>145.00</u> per day =\$833.75 X 2 <span style="float: right;">\$1,667.50</span></p> <p>Baggage Fee: \$50 X 2 <span style="float: right;">\$100.00</span></p> <p>Tuition, Course, Registration and Miscellaneous Fees:</p> <p>Individual cost: <u>\$395</u> x No. of attendees: <u>2</u> <span style="float: right;">\$790.00</span></p> <p style="text-align: right;"><b>Sub-Total:</b> <span style="float: right;"><b>\$5,185.50</b></span></p>	
<p><b>7) In-State:</b> Oahu</p> <p>Event/Conference: DRE In-service Training</p> <p>Number of Travelers: <u>2</u></p> <p>Air Travel: \$200 X 2 <span style="float: right;">\$400.00</span></p> <p>To: Long Beach, California</p> <p>From: Kahului, Maui</p> <p>Surface Travel:</p> <p>Shuttle/Taxi</p> <p>Car Rental (daily rate, # of days, fuel, taxes, etc.)</p> <p>\$75/day x 2 days x 1 car <span style="float: right;">\$150.00</span></p> <p>Private Car: ( _____ miles @ _____ per mile)</p>	

**SCHEDULE B**  
**Page 6**  
**Detailed Budget Estimate**  
**Grant No: AL-16-02 (05-M-01)**

COST CATEGORY	COST ESTIMATES
<p>Excess Lodging:  <u>1</u> nights @ \$ <u>125.00</u> per night = \$125 X 2</p> <p>Hotel parking \$25/night x 1 night x 1 car</p> <p>Per Diem:  <u>2</u> days @ \$ <u>90.00</u> per day = \$180 X 2</p> <p>Baggage Fee: \$50 X 2</p> <p>Airport parking \$15/day x 2 days x 2</p> <p>Tuition, Course, Registration and Miscellaneous Fees:  Individual cost: _____ x No. of attendees: _____</p> <p style="text-align: right;"><b>Sub-Total:</b></p>	<p style="text-align: right;">\$250.00</p> <p style="text-align: right;">\$25.00</p> <p style="text-align: right;">\$360.00</p> <p style="text-align: right;">\$100.00</p> <p style="text-align: right;">\$60.00</p> <p style="text-align: right;">\$1,345.00</p>
<b>Category Sub-Total:</b>	<b>\$16,642.00</b>
<b>GRAND TOTAL:</b>	<b>\$16,642.00</b>

**SCHEDULE B-1**  
**Grant No: AL-16-02 (05-M-01)**

<b>BUDGET NARRATIVE</b>	<b>PAGE #</b> _____
<b><u>Personnel Costs</u></b>	
<b><u>Travel Expenses</u></b>	
1) Attend the Traffic Commander's Meetings on Oahu for 1 District Court Supervisor and one Deputy Prosecutor to consult with and support participating law enforcement agencies & Maui Police Department in resolving current problems on the highways and roads. Meetings will require 8 roundtrips. Travel includes airfare, perdiem, and ground transportation See attached Maui County Travel Rules	
<b><u>SUBTOTAL:</u></b>	<b>\$4,472.00</b>
2) Attend the FY 2016 IACP DRE Conference for 1 Deputy Prosecutor Perdiem, excess lodging, ground transportation, baggage & registration fees to Denver, Colorado to obtain new strategies for prosecution of OUI cases and to prosecute cases more efficiently. Travel includes airfare, perdiem, excess lodging, ground transportation, baggage & registration fees	
<b><u>SUBTOTAL:</u></b>	<b>\$2,317.25</b>
3) Attend the qtrly Hawaii Coalition for Zero Impaired Driving meetings for 1 District Supervising Deputy Prosecutor & 1 Deputy Prosecutor to consult and support other law enforcement agencies on impaired driving issues. Travel includes airfare, perdiem, and ground transportation	
<b><u>SUBTOTAL:</u></b>	<b>\$654.75</b>
4) Attend the 2016 Lifesavers Conference in Long Beach, California for 1 Deputy Prosecutor to obtain new trends in keeping highways and roads safe and role of prosecutors for efficient conviction. Travel includes airfare, perdiem, excess lodging, ground transportation, and registration fees.	
<b><u>SUBTOTAL:</u></b>	<b>\$2,407.50</b>
5) Attend the mandatory Grantee Orientation for 1 supervisory Deputy Prosecutor on October 22, 2016, Oahu, for FY2016 Traffic Records and Impaired Driving grants	
<b><u>SUBTOTAL:</u></b>	<b>\$260.00</b>
6) Attend the CMI Intoxilyzer Conference in Las Vegas, Nevada, for 1 District Supervising Deputy Prosecutor and 1 Deputy Prosecutor to obtain and review information on the process for intoxilyzer breath results, legal issues on OVUII cases for efficient and effective prosecution. Travel includes airfare, transportation,	

**SCHEDULE B-1**  
**Grant No: AL-16-02 (05-M-01)**

<b>BUDGET NARRATIVE</b>	<b>PAGE #</b> _____
excess lodging, per diem, and registration fees.	
<b><u>SUBTOTAL:</u></b>	<b>\$5,185.50</b>
7) Attend the DRE In-service Training on Oahu for 2 prosecutors	
<b><u>SUBTOTAL:</u></b>	<b>\$1,345.00</b>
<b><u>GRAND TOTAL:</u></b>	<b>\$16,642.00</b>
<div style="border: 1px solid black; height: 300px; margin-top: 10px;"><div style="position: absolute; top: 10px; left: 10px;"><b><u>Equipment</u></b></div><div style="position: absolute; bottom: 10px; left: 10px;"><b><u>Other Direct Costs</u></b></div></div>	