

**COUNCIL OF THE COUNTY OF MAUI**  
**ECONOMIC DEVELOPMENT AND**  
**BUDGET COMMITTEE**

February 15, 2019

**Committee**  
**Report No. \_\_\_\_\_**

Honorable Chair and Members  
of the County Council  
County of Maui  
Wailuku, Maui, Hawaii

Chair and Members:

Your Economic Development and Budget Committee, having met on January 31, 2019, makes reference to County Communication 18-246, from Councilmember Riki Hokama, relating to amendments to the Fiscal Year 2019 Budget to authorize transfers between categories of use that are within a program or department.

By correspondence dated December 21, 2018, the Budget Director transmitted a proposed resolution entitled "AUTHORIZING THE TRANSFER OF AN UNENCUMBERED APPROPRIATION BALANCE WITHIN THE DEPARTMENT OF PUBLIC WORKS, FISCAL YEAR 2019 BUDGET."

The purpose of the proposed resolution is to amend the Fiscal Year 2019 Budget within the Department of Public Works by transferring \$100,000 from the Engineering Program - General Fund, Category A (Salaries) to Category B (Operations) to fund a projected budgetary shortfall because of higher-than-anticipated expenditures for utilities and repair and maintenance services under the County Building Services section.

The Acting Director of Public Works said the driving force behind the request was electrical costs that were underbudgeted. He said 60 to 70 percent of the Department's Operations budget is for electricity costs.

The Acting Director said funding is also needed for maintenance of the Kalana O Maui building. He said the Department has funds in the Engineering Program, Category A (Salaries), because of vacancies and retirements. The Acting Director requested an additional \$50,000 to allow

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more flexibility in addressing items under the Department's purview as it relates to the Kalana O Maui building.

Your Committee notes Section 9-10(2) of the Revised Charter of the County of Maui (1983), as amended ("Charter"), provides that, "Upon written request of the mayor part or all of any unencumbered appropriation balance may be transferred within a department by resolution or from one department to another by ordinance." Charter Section 9-10(3) provides, "The mayor or the council may initiate changes to their respective operating budgets."

Your Committee noted the Mayor had approved for transmittal the Acting Director's response dated January 28, 2019, in which the Acting Director requested the additional \$50,000, for a total of \$150,000, for unforeseen repairs. A Deputy Corporation Counsel opined that the Mayor's approval of the transmittal satisfied the Charter's requirement for initiating a budget amendment.

Your Committee supported the increased request and deemed the Mayor's approval for transmittal of the Acting Director's response as initiating the change. Your Committee recommended the amount of the transfer be revised from \$100,000 to \$150,000.

Your Committee voted 9-0 to recommend adoption of the revised proposed resolution. Committee Chair Rawlins-Fernandez, Vice-Chair King, and members Hokama, Kama, Lee, Molina, Paltin, Sinenci, and Sugimura voted "aye."

Your Committee is in receipt of a revised proposed resolution, approved as to form and legality by the Department of the Corporation Counsel, incorporating your Committee's recommended revision and nonsubstantive revisions.

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Your Economic Development and Budget Committee RECOMMENDS that Resolution \_\_\_\_\_, attached hereto, entitled "AUTHORIZING THE TRANSFER OF AN UNENCUMBERED APPROPRIATION BALANCE WITHIN THE DEPARTMENT OF PUBLIC WORKS, FISCAL YEAR 2019 BUDGET," be ADOPTED.

This report is submitted in accordance with Rule 8 of the Rules of the Council.



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KEANI N.W. RAWLINS-FERNANDEZ, Chair



# Resolution

No. \_\_\_\_\_

AUTHORIZING THE TRANSFER OF AN UNENCUMBERED  
APPROPRIATION BALANCE WITHIN THE  
DEPARTMENT OF PUBLIC WORKS,  
FISCAL YEAR 2019 BUDGET

WHEREAS, Section 9-10(2) of the Revised Charter of the County of Maui (1983), as amended ("Charter"), provides that, upon written request of the Mayor, part or all of any unencumbered appropriation balance may be transferred within a department by resolution or from one department to another by ordinance; and

WHEREAS, Section 7 of the General Budget Provisions in Ordinance No. 4861, Bill No. 57 (2018), as amended, ("Fiscal Year 2019 Budget"), states that, unless otherwise provided, appropriations for each program may be disbursed for the following categories of use: (a) salaries, premium pay, or reallocation pay, (b) operations or services, and (c) equipment; provided the disbursement is within the program and category of use for which it was appropriated; and

WHEREAS, Section 3.B.15.b. of the Fiscal Year 2019 Budget, relating to the Department of Public Works, sets forth appropriations for the Engineering Program – General Fund; and

WHEREAS, pursuant to Section 9-10(2) of the Charter, Mayor Michael P. Victorino has submitted a written request to transfer an unencumbered appropriation balance of \$150,000 from the Engineering Program Fund, Category A (salaries), to the Engineering Program – General Fund, Category B (operations), in

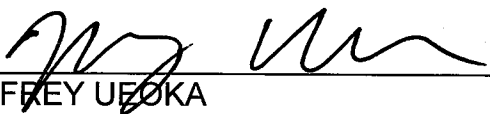
Resolution No. \_\_\_\_\_

order to disburse \$150,000 for operations or services from the appropriate category;  
now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That, pursuant to Section 9-10(2) of the Charter and Section 7 of the General Budget Provisions, and in accordance with the Fiscal Year 2019 Budget, it does hereby authorize the transfer of an unencumbered appropriation balance of \$150,000 from the Engineering Program – General Fund, Category A (salaries), to the Engineering Program – General Fund, Category B (operations), in order to disburse \$150,000 for operations or services; and
2. That certified copies of this resolution be transmitted to the Mayor, Acting Director of Finance, Budget Director, and Acting Director of Public Works.

APPROVED AS TO FORM AND LEGALITY:

  
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JEFFREY UEOKA  
Deputy Corporation Counsel  
County of Maui