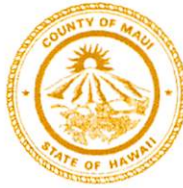


Michael P. Victorino
Mayor

Sananda K. Baz
Managing Director



OFFICE OF THE MAYOR
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.mauicounty.gov

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COUNTY CLERK

REFERENCE NO. **BD-BA 21-68**

March 30, 2021

Honorable Michael P. Victorino
Mayor, County of Maui
200 South High Street
Wailuku, Hawaii 96793

APPROVED FOR TRANSMITTAL

Michael P. Victorino 3/30/21

Mayor Date

For Transmittal to:

Honorable Alice L. Lee, Chair
and Members of the Maui County Council
200 South High Street
Wailuku, Hawaii 96793

Dear Chair Lee and Members:

**SUBJECT: AMENDMENT TO THE FISCAL YEAR ("FY") 2021
BUDGET, APPENDIX A, PART II (OPEN SPACE,
NATURAL RESOURCES, CULTURAL RESOURCES,
AND SCENIC PRESERVATION FUND)**

I am transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2021 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES – SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2021, OPEN SPACE, NATURAL RESOURCES, CULTURAL RESOURCES, AND SCENIC VIEWS PRESERVATION FUND."

The purpose of the proposed bill is to amend Appendix A, Part II of the FY 2021 Budget as it relates to the Open Space, Natural Resources, Cultural Resources, and Scenic Preservation Fund ("Fund") by amending the proviso for the grant to Hawaiian Islands Land Trust (HILT) for the acquisition of 257.7 acres at Maalaea Mauka by changing the grantee from HILT to the Trust for Public Lands (TPL).

HILT and TPL have agreed that TPL would be the appropriate land trust for the 257.7 acres at Maalaea. Together with the Maalaea Village Association,

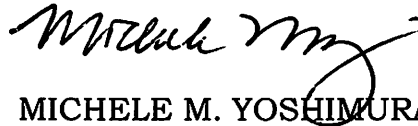
COUNTY COMMUNICATION NO. 21-171

Alice L. Lee, Chair
March 30, 2021
Page 2

Maui Nui Marine Resource Council, the County of Maui, and the Department of Land and Natural Resources, the land will be managed for wildfire prevention and erosion control to protect the water quality, corals, and marine health of Maalaea Bay.

I respectfully request this matter be expedited to allow the grant to be executed before the end of this fiscal year. Should you have any questions, please contact me at ext. 7212.

Sincerely,

A handwritten signature in black ink, appearing to read "Michele M. Yoshimura", written over the printed name.

MICHELE M. YOSHIMURA
Budget Director

Attachment

cc: Chana Ane, Office of the Mayor

ORDINANCE NO. _____

BILL NO. _____ (2021)

A BILL FOR AN ORDINANCE AMENDING APPENDIX A
OF THE FISCAL YEAR 2021 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES –
SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2021,
OPEN SPACE, NATURAL RESOURCES, CULTURAL RESOURCES, AND
SCENIC VIEWS PRESERVATION FUND

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Ordinance No. 5099, Bill No. 64 (2020), Draft 1, as amended, "Fiscal Year 2021 Budget", Appendix A, Part II, Special Purpose Revenues – Schedule of Revolving/Special Funds for Fiscal Year 2021, is hereby amended as it pertains to the Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund by amending the proviso for the grant to Hawaiian Islands Land Trust (HILT) to acquire 257.7 acres at Maalaea Mauka by deleting HILT as the grantee and adding the Trust for Public Lands as the grantee, to read as follows:

**"II. SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS
FOR FISCAL YEAR 2021**

	<u>ESTIMATED BALANCE AS OF 6/30/2020</u>	<u>ANTICIPATED REVENUES FOR FY 2021</u>	<u>TOTAL FOR FY 2021</u>
A. Housing Interim Financing and Buy-Back Revolving Fund (Chapter 3.32, Maui County Code)	1,789,184	0	1,789,184
B. Naval Air Station Kahului Airport (NASKA) Sewage Pump Station Fund (Chapter 3.52, Maui County Code)	3,953	0	3,953
C. Fire Hazard Removal Revolving Fund (Chapter 3.68, Maui County Code)	3,394	0	3,394
D. Plan Review, Permit Processing, and Inspection Revolving Fund (Section 16.26B.108.2.1, Maui County Code)	3,770,120	1,415,676	5,185,796
(1) Disbursement for salaries and premium pay is limited to \$1,024,975 and 16.0 equivalent personnel.			
(2) Disbursement for operations or services is limited to \$537,200.			
(3) Disbursement for equipment is limited to \$391,000.			

	<u>ESTIMATED BALANCE AS OF 6/30/2020</u>	<u>ANTICIPATED REVENUES FOR FY 2021</u>	<u>TOTAL FOR FY 2021</u>
E. Highway Beautification and Disposal of Abandoned or Derelict Vehicles Revolving Fund (Section 3.25.030, Maui County Code)	732,655	1,683,334	2,415,989
(1) Disbursement for salaries and premium pay is limited to \$107,734 and 2.0 equivalent personnel for the Environmental Protection and Sustainability Program.			
(2) Up to \$1,356,935 must be for disbursement for operations or services for the Environmental Protection and Sustainability Program.			
(3) Up to \$10,000 must be for Teens On Call to maintain the Paia By-Pass.			
(4) Up to \$317,083 must be for disbursement for operations or services for the Highway Beautification Street Tree Trimming Program.			
(5) Up to \$100,000 must be for the removal of abandoned vehicles at the Hamakualoa Open Space Preserve.			
F. Liquor Education Fund (Hawaii Revised Statutes 281-16, 281-17(2), 281-17(3))	276,955	70,704	347,659
(1) Disbursement for operations and services is limited to \$70,180.			
(2) Up to \$30,000 must be for an underage alcohol prevention program.			
G. Animal Management Revolving Fund (Chapter 3.84, Maui County Code)	63,899	99,307	163,206
(1) Up to \$120,000 must be used to purchase two enforcement vehicles for animal management programs.			
H. Plan Review, Processing, and Inspection Revolving Fund (Fire) (Section 16.04C.060, Maui County Code)	298,212	242,462	540,674
(1) Disbursement for salaries and premium pay is limited to \$129,044 and 1.0. equivalent personnel.			
(2) Disbursement for operations or services is limited to \$169,682.			
(3) Disbursement for equipment is limited to \$110,000.			

	<u>ESTIMATED BALANCE AS OF 6/30/2020</u>	<u>ANTICIPATED REVENUES FOR FY 2021</u>	<u>TOTAL FOR FY 2021</u>
I. Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund (Section 9-19, Revised Charter of the County of Maui (1983), as amended; Chapter 3.88, Maui County Code)	6,972,352	3,759,252	10,731,604
(1) Up to \$300,000 must be for debt service for the purchase of approximately 186 acres at Launiupoko, Maui, Hawaii, TMKs: (2) 4-7-001:030 and (2) 4-7-001:026 (por.).			
(2) Up to \$250,000 must be for land acquisition and related costs for Dole Park, Lanai.			
(3) Up to \$1,000,000 must be for land acquisition and related costs for a Lanai agricultural park.			
(4) Up to \$1,200,000 must be granted to Molokai Land Trust for land acquisition and related costs for TMKs: (2) 5-7-005:002 and (2) 5-7-005:027 at Mapulehu Valley, East Molokai, Hawaii.			
(5) Up to \$1,500,000 must be granted to Ke Ao Hali'i for land acquisition and related costs for TMKs: (2) 1-4-012:002, (2) 1-4-010:030; 032; 034; and 014 at Makaalae, Maui, Hawaii.			
(6) Up to \$20,000 must be granted to Na Mamo O Mu'olea for the operation costs to support land management efforts, including educational workshops, insurance, fencing materials, a water tank, water system maintenance, and other related supplies.			
(7) Up to \$750,000 must be for land acquisition and related costs for Lot 6, Kaonoulu Estates, Phase II, identified as TMK: (2) 3-9-001:162; Lot 9, Kenolio Makai Subdivision, identified as TMK: (2) 3-9-001:164; and Lot 19, Kenolio Makai Subdivision, identified as TMK: (2) 3-9-062:019 (por.), located at Kaonoulu Road and South Kihei Road, Kihei, Maui, Hawaii.			
(8) Up to \$2,100,000 must be granted to Ke Ao Hali'i for land acquisition and related costs for TMKs: (2) 1-4-010:008, 009, 010, 012; and 014 in the ahupuaa of Mokae and Kakio in the district of Hana, Maui, Hawaii.			

	<u>ESTIMATED BALANCE AS OF 6/30/2020</u>	<u>ANTICIPATED REVENUES FOR FY 2021</u>	<u>TOTAL FOR FY 2021</u>
<p>(9) Up to \$500,000 must be granted to [Hawaiian Islands Land Trust (HILT)] <u>Trust for Public Lands (TPL)</u> to negotiate the purchase of 257.7 acres, Maalaea Mauka, identified as TMK: (2) 3-6-001:018, with the understanding [HILT] <u>TPL</u> can request Council approval for the remainder of the asking price.</p> <p>(10) Up to \$50,000 must be for land acquisition and related costs for a 50-acre park site in the West Maui Community Plan Area in accordance with Condition 15 of Ordinance 3889 (2011).</p> <p>(11) Up to \$78,500 must be for land management, including land and field surveying, map preparation and point staking of TMKs: (2) 2-7-007:079, 081, 082, 083, 050 for Hamakualoa Open Space Preserve, Haiku, Maui, Hawaii.</p>			
J. Emergency Fund (Section 9-14, Revised Charter of the County of Maui (1983), as amended; Chapter 3.96, Maui County Code)	38,949,172	6,023,516	44,972,688
K. Ocean Recreational Activity Fund (Section 13.04A.370, Maui County Code)	630,008	51,267	681,275
<p>(1) Up to \$2,200 must be for required Ocean Protection and Cultural Awareness classes for permit holders.</p> <p>(2) Up to \$200,000 must be for a study to include an assessment of 12 beach parks not included in the 2006 study.</p>			
L. Affordable Housing Fund (Section 9-20, Revised Charter of the County of Maui (1983), as amended; Chapter 3.35, Maui County Code)	26,298,355	15,037,010	41,335,365
<p>(1) Up to \$70,000 must be for Administrative Expenses.</p> <p>(2) Up to \$2,000,000 must be for planning, design, engineering, construction, and construction related to the Lanai Affordable Housing Project.</p>			

	<u>ESTIMATED BALANCE AS OF 6/30/2020</u>	<u>ANTICIPATED REVENUES FOR FY 2021</u>	<u>TOTAL FOR FY 2021</u>
(3)	Up to \$4,000,000 must be for Hale Mahaolu for the acquisition of the Lokenani Hale affordable senior rental housing units. The 62 one-bedroom, one-bath units will include four units at or below 30 percent of the AMI, 57 units at or below 50 percent of the AMI, and one unit for an on-site property manager. The affordability period is in perpetuity.		
(4)	Up to \$1,508,558 must be for Ikaika Ohana for the acquisition, planning and design, and professional services for the Kaiaulu O Halelea project, TMK: (2) 2-2-024:033, located at Lipoa Parkway, Kihei, Maui, Hawaii. The 64-unit multifamily rental project will include 14 units at or below 40 percent of the AMI, 49 units at or below 60 percent of the AMI, and one unit for an on-site property manager. The affordability period is 65 years.		
(5)	Up to \$4,300,000 must be for Liloa Senior Housing, LP for the planning, design, and construction for the Liloa Hale project, TMK: (2) 2-2-002:072, located at Welakahao Road, Kihei, Maui, Hawaii. The 150-unit multifamily senior rental project will include 11 units at or below 30 percent of the AMI, 138 units at or below 60 percent of the AMI, and one unit for an on-site property manager. The affordability period is 60 years.		
(6)	Up to \$900,000 must be for Aloha House for the acquisition of two separate residential buildings to be used as special needs, long-term housing for substance abuse treatment, to serve 16 individuals at or below 50 percent of the AMI. The affordability period is in perpetuity.		
(7)	Up to \$3,000,000 must be for the acquisition and renovation of an existing building and property at 95 South Kane Street, Kahului, Maui, Hawaii, to provide additional shelter beds.		

	<u>ESTIMATED BALANCE AS OF 6/30/2020</u>	<u>ANTICIPATED REVENUES FOR FY 2021</u>	<u>TOTAL FOR FY 2021</u>
(8) Up to \$707,258 must be for the acquisition of real property at the Kahoma Residential Subdivision for the residential workforce housing unit buy-back of TMK (2)4-5-037-013, located at 244 Komo Mai Street, Lahaina, HI 96761.			
M. Kaunoa Senior Services Leisure Program Activities Revolving Fund (Chapter 3.37, Maui County Code) (1) Up to \$350,000 must be for Leisure Program Activities. (2) Disbursements for leisure program instructors are limited to 11.0 Limited Term Appointments.	458,346	328,145	786,491
N. Alarm System Revolving Fund (Chapter 8.34, Maui County Code) (1) Up to \$75,000 must be for contractual services for alarm system registrations.	315,817	140,396	456,213
O. Countywide Sewer Capital Improvement Reserve Fund (Section 9-14, Revised Charter of the County of Maui (1983), as amended)	10,477,482	0	10,477,482
P. Upcountry Water System Expansion Capital Improvement Reserve Fund (Section 9-14, Revised Charter of the County of Maui (1983), as amended)	10,322,864	0	10,322,864
Q. Economic Development Revolving Fund (Chapter 3.81, Maui County Code)	220,000	0	220,000
R. Fireworks Auditor Fund (Chapter 3.95, Maui County Code)	81,000	18,500	99,500
S. Hawaiian Cultural Restoration Revolving Fund (Chapter 3.38, Maui County Code)	990,165	344,951	1,335,116
T. Employee Parking Fees Fund (Chapter 3.26, Maui County Code) (1) Up to \$50,000 must be for parking lot improvements, lighting, and security measures.	13,260	64,130	77,390
U. Maui Interscholastic League Fees Fund (Chapter 3.39, Maui County Code)	32,083	16,041	48,124
V. County Parks Special Revolving Fund (Section 13.04A.460, Maui County Code)	0	0	0

		<u>ESTIMATED BALANCE AS OF 6/30/2020</u>	<u>ANTICIPATED REVENUES FOR FY 2021</u>	<u>TOTAL FOR FY 2021</u>
W.	Special Management Area Revolving Fund (Chapter 3.49, Maui County Code)	150,536	140,000	290,536
X.	Experimental and Demonstration Housing Projects Fund (Chapter 16.28, Maui County Code)	1,000,000	0	1,000,000
Y.	Disposal of Vehicles Fee Fund (Chapter 3.27, Maui County Code)	0	3,800,000	3,800,000
	(1) Disbursement for salaries and premium pay is limited to \$64,172 and 2.0 equivalent personnel for the Environmental Protection and Sustainability Program.			
	(2) Up to \$1,000,000 must be for disbursement for operations or services for the Environmental Protection and Sustainability Program.			
	(3) Disbursement for equipment is limited to \$6,000.			
Z.	Home Acquisition and Ownership Programs Revolving Fund (Chapter 3.34, Maui County Code)	0	1,672,374	1,672,374
	(1) Must be for disbursement of grants to qualified Maui County residents, up to \$30,000 each, participating in the First-time Homebuyers down payment assistance program.			
AA.	Molokai Farming Cost Reimbursement Program Fund (Chapter 3.76, Maui County Code)	0	244,748	244,748"
	(1) Up to \$244,748 must be granted to farms on Molokai for the cost, up to \$5,000 each, of complying with the United States Food and Drug Administration Food Safety Act and State of Hawaii Food Safety Law.			

SECTION 2. Material to be repealed is bracketed. New material is underscored.

SECTION 3. This Ordinance takes effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:

/s/Kristina C. Toshikiyo

KRISTINA C. TOSHIKIYO
Deputy Corporation Counsel