

ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE
Council of the County of Maui

MINUTES

June 4, 2020

Online Only via BlueJeans Link

CONVENE: 9:11 a.m.

PRESENT: Councilmember Keani N.W. Rawlins-Fernandez, Chair
Councilmember Kelly Takaya King, Vice-Chair
Councilmember Riki Hokama, Member (out 12:35 p.m.)
Councilmember Tasha Kama, Member
Councilmember Alice L. Lee, Member
Councilmember Michael J. Molina, Member
Councilmember Tamara Paltin, Member
Councilmember Shane M. Sinenci, Member
Councilmember Yuki Lei K. Sugimura, Member

STAFF: Lesley Milner, Legislative Analyst
Shelly Espeleta, Legislative Analyst
Richard Mitchell, Legislative Attorney
Yvette Bouthillier, Committee Secretary
Jean Pokipala, Council Services Assistant Clerk

ADMIN.: Michele M. Yoshimura, Budget Director, Office of the Mayor
Sananda K. Baz, Managing Director, Department of Management
(EDB-85)
Lori Ann Y. Tsuhako, Director, Department of Housing and Human
Concerns (EDB-87)
Kay S. Fukumoto, Economic Development Director, Office of the Mayor
(EDB-87)
JoAnn Inamasu, Economic Development Specialist III, Office of Economic
Development, Office of the Mayor (EDB-87)
May Anne Alibin, Deputy Director, Department of Finance (EDB-86)
Melissa Magonigle, Business Administrator II, Department of Police
(EDB-45(13))
Kristina Toshikiyo, Deputy Corporation Counsel, Department of the
Corporation Counsel
Mimi DesJardins, Deputy Corporation Counsel, Department of the
Corporation Counsel
Michael J. Hopper, Deputy Corporation Counsel, Department of the
Corporation Counsel (EDB-86)
Iwalani Mountcastle Gasmen, Deputy Corporation Counsel, Department
of the Corporation Counsel (EDB-86)

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OTHERS: Sherri Dodson, Director, Habitat for Humanity Maui, and Maui Non Profit Directors Association (EDB-87)
Tom Blackburn-Rodriguez (EDB-85)
Liko Wallace (EDB-85)
Suzanne Fields (EDB-87)
Lucienne de Naie (EDB-85, EDB-86, and EDB-87)
Tiare Irvine (EDB-85 and EDB-87)
Leonard Nakoa (EDB-85 and EDB-87)
Faith Chase (EDB-85 and EDB-87)
Terese Masters (EDB-87)
Melanie Udem, Maui Rapid Response (EDB-87)
Nāpua Hueu, Hāna Highway Visitor Education (EDB-87)

PRESS: *Akakū:* Maui Community Television, Inc.

CHAIR RAWLINS-FERNANDEZ: ...*(gavel)*... Aloha kakahiaka kākou. `Umikūmākahi minuke i ka hala o ka hola `eiwa. `Ehā o mei i ka makahiki `elua kaukani iwakālua. E `olu`olu mai, e ho`omalū ke Komike Ho`omohala Waiwai me Mo`ohelu Kālā. `O wai ka po`o o kēia Komike o Keani Rawlins-Fernandez. It is 11...sorry, 9:11 a.m. on May 4, 2020. Oh, it's not May, it's June, sorry. June 4, 2020. Will the Economic Development and Budget Committee please come to order. I'm the Chair of this Committee, Keani Rawlins-Fernandez. We have with us this morning Committee Vice-Chair Kelly King.

VICE-CHAIR KING: Aloha kakahiaka, Chair. And I'm not surprised you forgot what month it is. It's hard to believe we've been doing this process for over two months. But I think as a whole Council should be congratulated for getting us . . through it.

CHAIR RAWLINS-FERNANDEZ: Absolutely. I completely agree with you. Mahalo, Committee Vice-Chair King. Member Shane Sinenci.

COUNCILMEMBER SINENCI: Aloha kakahiaka kākou and hope everyone is well out there.

CHAIR RAWLINS-FERNANDEZ: Aloha. Member Mike Molina.

COUNCILMEMBER MOLINA: Blessings and good morning to you, Madam Chair, my colleagues, and everyone throughout Maui County from beautiful paniolo country, Makawao.

CHAIR RAWLINS-FERNANDEZ: Aloha. And Council Chair Alice Lee.

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COUNCILMEMBER LEE: Madam Chair, to all of our friends and relatives from Cambodia, we say aroun suostei, aroun suostei. Good morning.

CHAIR RAWLINS-FERNANDEZ: Aroun suostei, Chair Lee. Member Riki Hokama.

COUNCILMEMBER HOKAMA: Good morning, Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning. Member Tamara Paltin.

COUNCILMEMBER PALTIN: Aloha mai kākou and aroun suostei to all you guys who stay on the line.

CHAIR RAWLINS-FERNANDEZ: Aroun suostei and aloha kakahiaka. Member Yuki Lei Sugimura.

COUNCILMEMBER SUGIMURA: Good morning from beautiful Upcountry Kula. Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning. And Pro Temp Tasha Kama.

COUNCILMEMBER KAMA: Good morning, everyone, and it's still a beautiful day in Kahului. Aloha, Chair.

CHAIR RAWLINS-FERNANDEZ: Aloha and good morning. Okay, we have from Corporation Counsel, we have, oh, sorry, we have four Deputy Corporation Counsels this morning. We have with us, Mimi DesJardins.

MS. DESJARDINS: Good morning, everybody.

CHAIR RAWLINS-FERNANDEZ: Good morning, aloha.

MS. DESJARDINS: Aloha.

CHAIR RAWLINS-FERNANDEZ: Kristina Toshikiyo.

MS. TOSHIKIYO: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning. Aloha, welcome.

MS. TOSHIKIYO: Thank you.

CHAIR RAWLINS-FERNANDEZ: Michael Hopper, if he's on yet. If not, he'll be joining us later. And Iwalani Mountcastle. And from the Administration, from the Office of the Mayor, we have with us Budget Director Michele Yoshimura.

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MS. YOSHIMURA: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning. And Managing Director Sandy Baz will likely join us a little...in a little bit. We have our hardworking Committee Staff. Committee Secretary Yvette Bouthillier. Aloha. Support Staff Jean Pokipala.

MS. POKIPALA: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning. Legislative Analyst Lesley Milner.

MS. MILNER: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning. Legislative Analyst Shelly Espeleta. Good morning. Aloha.

MS. ESPELETA: Good morning.

CHAIR RAWLINS-FERNANDEZ: And Legislative Attorney Richard Mitchell.

MR. MITCHELL: Good morning, Chair and Councilmembers.

CHAIR RAWLINS-FERNANDEZ: Aloha and good morning. We have four items on today's agenda, EDB-85, Legislation and Discussion on the Effect of the Coronavirus Pandemic and Related Issues; EDB-87, Maui County Grants Procedures; EDB-45(13), Amendments to Appendix A, Grants and Restricted Use Revenues - Schedules of Grants and Restricted Use Revenues by Departments and Programs for Fiscal Year 2020 (Department of Police (Maui Police Foundation)); and EDB-86, Acquisition of Lot 6, Ha'ikū Sugar East Subdivision. And that acquisition was something that the Council had approved a few months ago. Okay. So, we'll begin with public testimony. Oral testimony via phone or video conference will be accepted. Testifiers wanting to provide video testimony please join by going to BlueJeans meeting link, bluejeans.com/612388111, as noted on today's agenda. Testifiers wanting to provide audio testimony please join by calling 1-408-915-6290 and entering meeting code 612 388 111, also noted on today's agenda. The Committee intends to keep the same meeting link and phone number for future EDB meetings for the ease and convenience of Members and the public. Written testimony is highly encouraged by sending your comments to edb.committee@mauicounty.us. Oral testimony is limited to three minutes per item. If you're still testifying beyond that time, I'll kindly ask you to complete your testimony. When testifying, please state your first and last name. If you are testifying on behalf of an organization or are a paid lobbyist, please inform the Committee. Staff will post...okay, so we've already posted the testifiers log

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in the chat so that testifiers will be able to see where they are on the list. Please mindful of the use of chat during the meeting. Chat should not be used to provide testimony or chat with other testifiers. Please, if providing testimony, please be courteous to others by muting your microphone and video while waiting for your turn to testify. Participants who wish to view the meeting only without providing testimony, please view a live cablecast on *Akakū*, Channel 53. You can also visit maucounty.us/agendas to access live and archived meeting videos. Mahalo to Committee Members and the Administration and the members of the public for being patient as we...if we run into any challenges during the meeting. If there are no objections, I will now proceed with oral testimony.

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Members. Staff has been monitoring the individuals joining today's meeting by phone and by video, and we will do our best to take each person up in an orderly fashion. We have five people signed up to testify right at this moment.

. . .BEGIN PUBLIC TESTIMONY. . .

CHAIR RAWLINS-FERNANDEZ: Our first testifier this morning is Sherri Dodson, Director of Habitat for Humanity, followed by Tom Blackburn-Rodriguez. Ms. Dodson, if you will please unmute yourself, and you may proceed with your testimony. Okay, I've unmuted you. Ms. Dodson?

MS. DODSON: Yes, good morning. Sherri Dodson, Executive Director for Habitat for Humanity Maui. I'm also an officer for Maui Nonprofit Directors Association and kind of testifying for both today. I'm testifying on EDB-87, A Bill for an Ordinance Amending Title 3, Maui County Code, Relating to the Maui County Grants Program. And wanted to let you know we're excited about this. I think Maui Nonprofit represents a variety of nonprofits, many of them smaller nonprofits and that's kind of one of the reasons why it was organized to give support to some of the smaller nonprofits. And our reading of this proposed bill is that it would allow for small grants to small nonprofits, those that have a budget of under 50,000. And grants of \$20,000 or less, kind of ease some of the restrictions. Typically, smaller nonprofits do not have development directors or grant management or personnel that handle it. It's typically a one-man or two-man show, and so executive directors do everything. I've been doing this for 17 years, and when I started out I was that executive director doing everything. And so grant reporting is sometimes quite burdensome. So, we wanted to let you know that Maui Nonprofit Directors is in favor of this. And we appreciate any help that the Council gives, to especially to the smaller nonprofits. Thank you.

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CHAIR RAWLINS-FERNANDEZ: Mahalo for your testimony, Ms. Dodson. Members, any questions? I see a question from Committee Vice-Chair King. Member King, you're muted.

VICE-CHAIR KING: Thank you, Chair. No, I just had lost my screen for a second. It looked like someone else was trying to share something. Thanks for being here, Sherri. Really appreciate hearing from the Nonprofit Association. I just wondered how many nonprofits there are. Do you...you know, if you can, a number off the top of your head that would fit into this category?

MS. DODSON: I don't have the number of our...top of my head. We have about 60 organizations as part of the Maui Nonprofit Directors Association. But there's a lot of nonprofits that aren't even members of our...it's really small ones, you know. You have youth associations. You have sports associations. All qualify as nonprofits, again run by the coach or one person. So, I couldn't give you a number but there are quite a few out there.

VICE-CHAIR KING: Okay.

MS. DODSON: Not sure how many of those have applied for grants under the County, but maybe this will encourage them to do so.

VICE-CHAIR KING: And do you...does your association have a fee to join?

MS. DODSON: We have a tiered fee. We have \$100 for nonprofits. For those who can't afford the \$100, they can apply for a waiver or a reduction. We also have an associate status which is just \$50.

VICE-CHAIR KING: Okay, great. Thank you. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Committee Vice-Chair King. Seeing no other questions, mahalo nui for your support and your testimony this morning.

MS. DODSON: Thank you.

CHAIR RAWLINS-FERNANDEZ: Our next testifier is Tom Blackburn-Rodriguez, followed by phone number with the last four digits 6347. Oh, followed by Liko Wallace. Mr. Blackburn-Rodriguez, if you'll please unmute yourself, and you may proceed with your testimony. Mr. Blackburn...

MR. BLACKBURN-RODRIGUEZ: Chair . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Oh, there you are. Yeah.

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MR. BLACKBURN-RODRIGUEZ: Here I are. Here I am. Just back from the kitchen and making up some Hamburger Helper for breakfast. And if I could get into my testimony, Chair. Good morning, Chair Fernandez-Rawlins [sic], and Committee Members. My name is Tom Blackburn-Rodriguez. I live in Kihei, and I'm testifying today as an individual. I'm testifying on EDB-85, Legislation and Discussion on the Effect of the Coronavirus Pandemic, Rules, CARES, and...Act, and Related Issues. My comments are these. We are looking at a human services tsunami heading toward Maui that will strain our nonprofit human service providers even more than what they are now currently experiencing. The elements of this pending disaster are one, a breakdown in the Hawai'i State unemployment system that despite their best efforts continues to have hundreds and hundreds of Maui households in the dark about the status of their unemployment applications and when they can be paid. Many have been waiting for eight weeks or more for an answer, and they are out of money. Why this is happening is a question Governor Ige continues to duck. Number two, the pandemic unemployment of \$600 per week is due to end on July 25th, immediately cutting any unemployment benefits to 263 per week from the current 863 per week. Number three, Federal authority to prevent rent evictions in the CARES Act ends July 26th. The landlords have already begun to prepare their eviction notices. Number four, the rules set to go into effect soon by the Trump Administration will cut at least 775,000 people off the EBT Food Stamp Program unless they can find work of at least 20 hours per week. This when the Hawai'i unemployment rate is at 37 percent when factored against the number of unemployment claims filed. I urge you to seriously consider these four elements as you review appropriate and direct emergency services to help with rent, utility assistance, and additional needs. All of the elements mentioned above will place a huge burden on County-funded services, and we must be prepared. I encourage you to continue to add funding to our frontline nonprofit agencies. I want to thank you for the opportunity to testify this morning and for all the work you're doing. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Blackburn-Rodriguez. Did you by any chance also send your testimony in writing?

MR. BLACKBURN-RODRIGUEZ: I can submit it, Chair, and I will do so shortly.

CHAIR RAWLINS-FERNANDEZ: Okay, great. Mahalo. Members, any questions for our testifier? If not, I will also thank Mr. Blackburn-Rodriguez for his testimony and his humor this morning.

MR. BLACKBURN-RODRIGUEZ: Thank you very much, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Have a great day. Our next testifier is Liko Wallace, testifying on EDB-85, followed by phone number with the last

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four digits 6347. Ms. Wallace, if you will proceed with your testimony. You unmute...

MS. WALLACE: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning.

MS. WALLACE: Good morning. Good morning, Chair, and good morning, Councilmembers. Nice to see you all. My name is Liko Wallace. I'm from Moloka'i, and I'm testifying this morning on EDB-85, the CARES Act. And I would just like to ask that the Members would consider funding programs that we currently have that is being run through Sustainable Moloka'i and Moloka'i Community Service Council. Some of these programs are egg-laying chickens, seed savers, home gardening. I would like to see programs to continue to be able to get more people involved in being able to sustain, for starters, our island. Being that we are in dire strait of not being able to get Young Brothers to up their barging to more than one day a week, and our shelves are like constantly empty. So, to be able to redirect our community to be able to grow our own food, either plant, or animals, or seed saving. We have all these programs right now, but it's like limited to like five to ten families at a time. So, if we would be able to use some of that monies to extend these programs to be able to educate and to be able to fund some of the starting costs because like with the egg-laying chickens, they helped them with building their coops and providing the food and about 25 laying hens for starters. So, that way we would be able to take care of our people here on the island and not be so dependent on the barge should it come down to even worse than what we're facing right now. Anyway, thank you for hearing me today.

CHAIR RAWLINS-FERNANDEZ: Mahalo for your testimony, Ms. Wallace. Members, any questions for our testifier? Okay, we have questions from two Members. Member Paltin, followed by Committee Vice-Chair King. Member Paltin?

COUNCILMEMBER PALTIN: Thank you, Chair. Thank you, Ms. Wallace, for your testimony today. I just was wondering when you said extend, was that it's going to stop and you want it to go further, or you wanted it to be more like broad number of families?

MS. WALLACE: Well, it is like a program that lasts just for a period of time. And it's like, with this egg-laying program, it asks for like I think eight week...anyway, several months, and then they're left to do it on their own. And then I don't know when they have enough money to be able to pick up more families to get involved to do this. So, it's...yeah, to be able to continue it so more families can get involved 'cause I was one of 'em that did put in for this program. But I wasn't selected. So, I just have to watch everybody else do theirs. And I would like to see more families involved because besides the...*(inaudible)*... , they

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have seed savings so we learn how to reproduce our plants without having to buy the seeds, home gardening, so that we can get comfortable with being able to grow it island-wide before we go out and try to sell to more islands involved. So, yeah, I'm not sure on the...if I answered the question because it is I guess a continuation. But it's based on funding so and I'm not exactly sure where they get their funding from. But it's only like limited to so many people.

COUNCILMEMBER PALTIN: And then, can I ask one more question? I don't know if you know the answer since if you weren't selected, but systemically is it possible that they do a regenerative model like where, so the family gets selected for the chickens, and then I don't know if they lay eggs, and then they can go and help one other family so it multiplies the effort. And then also I was wondering if you guys make any use of the chicken manure 'cause that's quality stuff.

MS. WALLACE: Yeah, it is. I think that in itself would be even they're learning. 'Cause I don't think that came along with the class. I think it was just doing the egg-laying part. And I was part of the gardening class which was like a...it was a commitment for like six months, I think it was. And we would go once a week. And then when we finished our program, we would go in to help those that are the new people that got into the program, and then we would go and help them by what we had learned in the previous class. So, yeah, it is a...

COUNCILMEMBER PALTIN: Kinda regenerative.

MS. WALLACE: Yeah, yes.

COUNCILMEMBER PALTIN: Okay, okay. Right on. Thank you.

MS. WALLACE: Right. Thanks.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Committee Vice-Chair King?

VICE-CHAIR KING: Thank you, Chair. Aloha, Liko. Good to see you. Thanks --

MS. WALLACE: Aloha. . .*(inaudible)*. . .

VICE-CHAIR KING: --for testifying. I just...I had a couple of questions. One is the egg-laying...I was curious about the egg-laying hen program. Are those different kinds of chickens that are being brought in? 'Cause I know I'm going to get texts from all these people that are complaining about all the chickens running around the island. So, is this a...was a certain type of chicken that has to be brought in to do this program?

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MS. WALLACE: Yes. I think they were Rhode Island Red chickens. And I think it was from that O`ahu company, Asagi. I think they were a big factor in, I'm not sure if funding it or what exactly. But they were the ones that were providing the chickens and I guess with some of the funds to build the coops because all the different families had different types of coops to choose from. Some could make it like a chicken tractor where they could take it around and make it more natural farming method. And some kept them in stabled housing unit where they would need to feed them.

VICE-CHAIR KING: Okay. But not a program that we could use to address our feral chicken program...or problem, it sounds like.

MS. WALLACE: . . .*(inaudible)*. . . them but yeah, they're not really...I mean they lay eggs but most of them are fertile as you can see the babies running all over the place. Would be nice to get that under control too.

VICE-CHAIR KING: Okay. And then the other question I have because you were talking about empty shelves is, was that...was there a significant impact regarding supplies of things brought to Moloka`i when the ferry quit running to Moloka`i?

MS. WALLACE: Well, the ferry basic was passenger...

VICE-CHAIR KING: I know that, but I just wondered did that have any impact on your accessibility to goods and services from Maui.

MS. WALLACE: Yes, it did.

VICE-CHAIR KING: . . .*(inaudible)*. . .

MS. WALLACE: Lot of...because they didn't have a really big restriction on being able to bring baggage, people would be able to bring things that they would normally have to put on Young Brothers on the ferry. Or they could go to like Costco or, you know, one of the places and shop and bring that home. So, yeah, without the ferry, then you would have to depend solely on the barge or on, yeah, personal boats.

VICE-CHAIR KING: Okay. All right. Thank you. Thank you, Chair.

MS. WALLACE: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Committee Vice-Chair King. Okay, seeing no other questions, thank you, Ms. Watts [sic], for your testimony this morning. Aloha.

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MS. WALLACE: Welcome, aloha. Have a blessed day, everybody.

CHAIR RAWLINS-FERNANDEZ: You too.

MS. WALLACE: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, our next testifier is Suzanne Fields, followed by Lucienne de Naie.

MS. FIELDS: Good morning. This is Suzanne Fields, and I apologize for not being on video on BlueJeans. This was my first time on BlueJeans and it didn't quite go through as planned. So, I apologize for being a voice only. I'm a long-time resident of Ha'ikū. And I'm also a long-time volunteer for Maui County Healthy Eating Active Living Coalition. And as such, I've been involved in helping to support the creation of the Maui Nui Food Alliance. As some of you may know, the Maui Nui Food Alliance originally got together for a significant strategic planning session back in May 2019 where over 90 stakeholders from different sectors of the food system came together to express our concerns and provide solutions to the challenges we all face with our current food system. Out of this meeting, a strategic plan, a draft strategic plan was created with specific strategies and priorities to focus on for the efforts of the alliance. We had our Maui Nui Food Alliance steering committee meeting at the Maui Nui Botanical Gardens in Kahului on February 26, and the intent there was to focus on our 2020 goals and really pull together for the way forward. And then the pandemic hit. The committee has continued to meet, obviously Zooming, like everybody else. And we've pivoted just like everybody else has been asked to pivot, specifically our farmers and our agriculture community. The reason why I'm here today is to support the EDB-87 to make it easier for nonprofits to access supporting funds. Our coordinator for HEAL has a full-time job. And now with the addition of the Maui Nui Food Alliance and the pivoting we've all done with our challenges for food access, our coordinator has also taken on the hat of the food access coordinator. And so, if we had easier access to some nonprofit money to support our work, we'd be able to hire somebody to support the work of the Maui Nui Food Alliance. And so, we are looking at various alternatives for funding a full-time food access coordinator. We know that a full-time person has been recently hired on O'ahu, and we really need one for Maui County. So, hence the reason for my sharing this testimony. Making it easier instead of the usual run-of-the-mill funding sources available throughout Hawai'i, if there were funds available more quickly and easily for these very timely efforts, it would be greatly appreciated. That's it.

CHAIR RAWLINS-FERNANDEZ: Mahalo for your testimony, Ms. Fields. Okay, Members, any questions? Seeing none, thank you so much for your testimony this morning.

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MS. FIELDS: Mahalo.

CHAIR RAWLINS-FERNANDEZ: Aloha. Our fifth out of eight testifiers is Lucienne de Naie, followed by Tiare Irvine.

MS. DE NAIE: Aloha.

CHAIR RAWLINS-FERNANDEZ: Aloha.

MS. DE NAIE: This is Lucienne de Naie. I'm testifying on behalf of the Ha'ikū Community Association as its President. I'm sorry my video connection isn't that good. So, I'm going to be a voice. E kala mai. I'm testifying today...I signed up to testify on Item 86, but I have to say that our community is being affected very much by the economic situation because of COVID-19. And I think our association is in support as well as having these CARES money distributed more on the ground to nonprofits that can get them out to family in need. So just, you know, put that on the record. And also, more flexibility in the grants procedures for the small nonprofits which are kind of the lifeblood of our community delivering so many individual and community services as mentioned in Item 87. As to Item 86, this is the matter of the purchase of Lot 6 of the Hamakualoa lands. It's called the Ha'ikū Sugar East Subdivision, Lot 6. My understanding is what is before you today is an updated resolution so that the purchase can proceed. We're in complete support of this resolution. The resolution does acknowledge that there is a little bit of a misunderstanding at this point that hopefully will not expand into anything really large but can be worked out. But that shouldn't preclude the purchase. The land is usable, and the land is good. The land is strategically located for management of the entire 267 acres of open space. Our allied organization, Mālama Hamakua Maui, is turning in a lease application this coming week to apply for a lease relationship with the land so that management can begin there. There's already a right of entry from Mālama Hamakua Maui. So, this lot provides access to Lot 1, alternative access to Lot 1 which is important. It also provides access to important archeological sites on Lot 3. None of these have anything to do with the dispute with Lot 2. They don't affect Lot 2 at all. So, that's a whole 'nother conversation. But please support this resolution. It's been reviewed by your Corp. Counsels and by those who know, beyond my pay grade, and it should move forward so that the purchase can be finalized. Mahalo. And happy to take any questions if anyone has questions.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. de Naie. Really quickly, would you be able to stay on as resource for EDB-86 when that item comes up?

MS. DE NAIE: Yes, I would.

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CHAIR RAWLINS-FERNANDEZ: Or we can contact you when that item comes up on the agenda.

MS. DE NAIE: Yes, if someone could text me, I'll put my cell phone in the chat when it's going to come up so I don't have to... 'cause I don't know if my connection will last that long. So, I'll probably --

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. DE NAIE: --log on again.

CHAIR RAWLINS-FERNANDEZ: Okay, and you can put it privately in direct messages.

MS. DE NAIE: Oh, okay. I see that. I will do that.

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. DE NAIE: Thanks.

CHAIR RAWLINS-FERNANDEZ: And then, Member Molina, did you have a question right now?

COUNCILMEMBER MOLINA: No, I think that you read my mind. That was my request if Ms. de Naie could stay as a resource.

CHAIR RAWLINS-FERNANDEZ: . . .*(inaudible)*. . .

COUNCILMEMBER MOLINA: Yeah, thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, perfect.

MS. DE NAIE: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo for your testimony, Ms. de Naie. And mahalo for serving as a resource. Okay, our next testifier is Tiare Irvine, followed by Leonard Nakoa.

MS. IRVINE: Good morning, everyone.

CHAIR RAWLINS-FERNANDEZ: Good morning.

MS. IRVINE: Hi. I just wanted to say . . .*(inaudible)*. . . introduction this morning. Thanks, everybody, for your service and for so beautifully upholding the Hawaiian culture and this community culture here. I just really loved it and I...just a little bit about me. I grew up in Ulupalakua and I...we didn't have

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cable. We were like so far out that we didn't have cable. And so, I used to watch Council meetings. It was like the only channel that we got until Oprah bought the land next door and somehow suddenly we had fiber. Anyway, I am jumping in without written testimony. I just recently joined the board of Common Ground Collective which I think all of you are familiar with as a nonprofit here on Maui. And they asked me to testify this morning a few minutes before the meeting started. So, I'm going to try to be really brief but just communicate that the relationship that I had between Common Ground Collective and Common Sense Collective and Common Bond which is this funds that I've been working on is that the bond itself is fundamentally a resilience bond. And the financial performance matters, of course, it needs to be able to pay off its loan. But we're structuring the bond in a way that will allow us to have at least a 25 percent carve-out of a \$500 million bond for nonprofit funding toward, right now, specifically land-based sequestration, carbon sequestration. As one of the primary performance metrics of our fund, those performance metrics are definitely subject to change over the course of the year. But the resilience funds, as we've currently structured it, is predicated on premetrics. The first is either carbon reductions or elimination sequestration. The second is financial performance, and the third is local money. So, basically the local money multiplier effect of the investment. And that is both measured as a formula and then also as an ownership transfer measure. So, how much of the food system that we currently import is being relocalized and what does that do for our local money, multiplier effect in our economy. So, where...the point of intersection is with Common Ground Collective is that Common Ground Collective is an incredibly interesting organization in that their nonprofit charter is to educate communities about how to be, you know, practice land-based resilience essentially. And although it's a nonprofit, there's actually an opportunity for a profit margin. I think a lot of people are recognizing that, and that's why we see a lot of other organizations turning up and using a similar model. Oh no, I'm out of time. It fits in our portfolio. We have a carve-out for those types of nonprofits, not just Common Ground Collective, but all forms of nonprofits that serve land-based carbon sequestration. So, you know, in touch with, and have relationships with, all the large landowners on the ranch side, specifically around conservation forestry and, again, permaculture and regenerative land management.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Irvine.

MS. IRVINE: So, yeah, I guess that's all I have to say for now. . . .*(inaudible)*. . . future conversations.

CHAIR RAWLINS-FERNANDEZ: To clarify, your testimony is regarding agenda Item EDB-87, the Maui County Grants Procedures?

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MS. IRVINE: The grants procedures and then also, because I wasn't. . .*(inaudible)*. . .on anything that was going on --

CHAIR RAWLINS-FERNANDEZ: . . .*(inaudible)*. . .

MS. IRVINE: --agenda today, both. The CARES Act and then the grants procedures, yeah.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo for that clarification. Okay, I see a question from Member Sugimura.

COUNCILMEMBER SUGIMURA: That was my question. I wasn't sure what the testimony was about, about bonding, and I don't understand. I didn't see the connection with our agenda. Thank you, thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, she just wanted to know what...

MS. IRVINE: Yeah, and I can also just...okay.

CHAIR RAWLINS-FERNANDEZ: Yeah. Mahalo.

MS. IRVINE: I can also clarify it's just regarding the administration of those funds and how...my support for funding these sorts of activities, specifically through a resilience fund or a resilience bond and also in support of funding land-based sequestrations whether or not through a bond.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Irvine. Mahalo, Member Sugimura. Okay, mahalo for your testimony this morning.

MS. IRVINE: Thank you.

CHAIR RAWLINS-FERNANDEZ: Our next testifier is Leonard Junior Nakoa, followed by Faith Chase.

MR. NAKOA: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning.

MR. NAKOA: You guys can hear me?

CHAIR RAWLINS-FERNANDEZ: Yes.

MR. NAKOA: Hello. Oh, howzit, howzit. Oh, I was going just listen and watch you guys 'cause you guys are doing a real, real, real awesome job. And I just went read one article in the *Maui Times*. So, I think I'm testifying on the CARES Act

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and also the processing, the grant processing thing. So, of course, the CARES Act is awesome 'cause going help all these nonprofits, you know, get by through these hard times and all that. So, I'm supporting all of that. And I like make sure we use 'em 'cause the State legislators say we get 'til the end of this year. So, you know, so let's use that buggah and make sure it's used in a great way to help out our community. And then the processing part is your, Keani, your suggestion on making the grant process, changing 'em. That also going help out all the guys asking for help right now. So, that's what I'm trying to call in for, for say that you guys doing an awesome job for the community, and if you guys can support also that food drive people like the churches over here. All that kind stuff is awesome. I just saying you guys making Maui look awesome. Good job to County Council, awesome. Yeah, I just support the grant process and the CARES Act. Thank you so much, you guys. Mahalo.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Nakoa. We think you're awesome too. And seeing no questions, we'll thank you so much for your testimony this morning.

MR. NAKOA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Aloha. Our last two testifiers are Faith Chase, followed by Terese Masters.

MS. CHASE: Good morning, Chair. Good morning, Council. I'd like to testify on EDB-85 and EDB-87. In reference to the CARES monies and the nonprofits and the funding blow, I just...I guess I just have to be thorough in repeating that every day I experience or I hear about a new rumor about sweeps down at Kanahā Beach Park, and it's been very frustrating. I don't do field work. I do the administrative work. I make phone calls. I get police officers, the community relations department, anybody who can give me confirmation that there is a definite no-sweep or what people are calling a compassionate response. It's exhaustive. I feel like the last step might be to have a formal...I'm not sure. The Police Department make a statement saying that there won't be any sweeps. That's it's illegal because I'm getting nowhere with anyone else. I just have to reiterate that because it's frustrating. It's traumatizing to these families. There are kūpuna. There are children down there. I understand with the Wai`ale portable...or the temporary homes that are being put up there, there is no real clear process to it. I see that Lori Tshako might be on this call. And so, if maybe, you know, I will send an e-mail to her to see since it is a new situation. But I'd like to see process, it be fair. I'd like to see the sweeps being, you know, cancelled or a formal announcement that says so because it's just so disturbing. Just reminding you that Lorrin Pang in one of your sessions had said that, you know, since we don't have shelters for all these people, the safest place for them to be is where they are. Let's just make sure that they have medical and food being delivered.

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And so, excuse me, motorcycle going by. But I just...I have to say that while I can under the EDB-85 so I can sneak my message in because I'm so disturbed by it. That's that. EDB-87, I'd just like to say, I'm really appreciative for the work. It's been a long time coming. I'm excited to see how everything lays out. I have numerous examples of frustrations of grant funding, and I'm excited to see that it's on the docket to talk about. That's all. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Chase. And I did speak with Managing Director Baz and he assured me that no sweeps are planned. But he will be on the call as well later. And we can reconfirm again. I'm sorry that it continues to be something that's spread in the community. I'm not sure where that's coming from, but my understanding is there are no sweeps planned. I see a question from Member Sinenci. Member Sinenci?

COUNCILMEMBER SINENCI: Mahalo, Chair. Mahalo, Ms. Chase, for being...your testimony this morning. So, as you know, the Administration had put up some temporary housing for the unsheltered at Wai'ale. Have you noticed either at Kanahā or Y. Hata if there has been a significant...are people moving to these temporary structures? Only if you know or seen a difference.

MS. CHASE: Yes. There have been about five families down at Kanahā, or couples at Kanahā that have moved up there. There's actually been one incident where a young man denied the housing because he couldn't bring his other four or five family members. I'm concerned about the selection. Y. Hata, I don't believe so. Every...from what I heard yesterday from the field workers is that they were surprised to even hear. You know, there's no real notice about this going out. There's no real formal process. The selection process is unclear to me. I do know that it's to...this is not my area. I know I've said that disclaimer before, but you know, when you have a community that has gathered over two-and-a-half months, they've created their own sort of decorum. And so, what appears to be happening, which is bound to happen, is that some of the key leaders, the alaka'i, those strong spokespersons down at Kanahā, are actually the ones that are, you know, a few of 'em are the ones that are being selected or offered the housing at Wai'ale. So, that changes the dynamics down there. It almost actually means that you need a little bit more services or, you know, frequency because you have lost those alaka'i. So, that is...that's what I know.

COUNCILMEMBER SINENCI: Okay, thank you for that. Mahalo, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Paltin, you have a question?

COUNCILMEMBER PALTIN: Yeah, I just was wanting to clarify like within the scope of things that we can do, is it that you want us to make a policy for Kanahā to be

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like one safe haven spot? Because it does have showers and restrooms, and people can...I mean are camping down there. And, you know, if we can just find a different...there's more than one entrance. And I don't want to restrict anybody from, you know, whatever they need to do if they gotta dive or kite or windsurf, or whatever. But is that what you're asking of us for that to be like a policy that Kanahā can be a safe haven or pu`uhonua?

MS. CHASE: You know, thank you for that question, actually. Thank you so much. In a strange sense, a pu`uhonua has already been created by the community if you really want to look at it that way. And that's not being insubordinate or, you know, illegal. It's just what developed. But the...yesterday in Mayor Victorino's conference, I'm sorry to say, this is not you guys. So, I guess I can be clear and he's definitely heard correspondence from me, but it sounds very slighted and selective because those...all these other beach park gates are open, and not Kanahā. And we've tried to speak for these 75 people that have been down there that have to walk almost a mile to the bathroom. They were given one hose and a Porta-Potti to suffice them. And while they...you know, it's almost kind of strange, while they have been so great in their functionality of their pu`uhonua, so to speak, it's almost done them a...like it's so clean and tidy that's it's almost like, oh, they don't need nothing. No, they still need the green grass, the nicer bathrooms, the showers. Like it's just...so I don't know why his resistance to opening those gates. And God forbid, it's because...I don't even...I'm going to try to be as polite as possible. I...what I would like to see is those people finally get some care. By opening one gate would show, would extend an olive branch. And on top of that, so much time has passed that I believe that the data collection of those people who have really opened up because of the frustrations, 'cause frustrations get you to start to open up, there is a real chance to...there has been a real opportunity to garner all the data which you never would have all these people collected in one place. And it's amazing, and they are standoffish to some people. But, you know, specifically Lisa Darcy with Share Your Mana, has been amazing in creating this rapport and these relationships so that when this is over, or if the people get disbursed, or when the gates open or other people move, she does have an idea about the systematic change that can be, you know, the application of systematic change that needs to happen. And I just, you know, I'm just going to sum it up where character differences really have to stop because people who are on the ground doing good work, feeding data, are not getting responses. It's really unfortunate. And Lori knows exactly how I feel about all of this. And this is me trying to be as polite as possible. You know me if I was at the County Council I'd be stomping my fist and pulling my hair out. But I have slow service that I can't show you. I'm frustrated. But thank you for that question. And the gates should be open immediately and the department needs to open up their...you know, they need to be open to the ideas and figure out steps. And if it means a CIP for extra money, like I said earlier in my testimony, for a liaison that is non-faith-based, you know, we're well on our way. And we

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definitely have the support and the traction for it like we've never had before. Thank you.

COUNCILMEMBER PALTIN: If I may, just one follow-up question. You know, like you said, I think Kanahā even before the COVID, not continuously because of government intervention, has always had a population there that treated it as a pu`uhonua. But, you know, to me it's, like you said, it's more than homelessness. Like on the Big Island in Keaukaha, like that, in the summertime everybody move down the beach 'cause the houses was too hot, you know. And you see tents up like big tent city for the whole summer. And I think that, you know, majority of people...like camping has been taken away from us, cannot just go camp down the beach without people, or government, stopping it from happening, you know. They put boulders up at Punalau. And from when we were little kids, you know, you would...you could --

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: --just camp, and now cannot. So, I just was...

CHAIR RAWLINS-FERNANDEZ: Member Paltin, question?

COUNCILMEMBER PALTIN: Yeah. Is it limited, in your opinion, that these pu`uhonua would be only for the homeless or could it be for everybody to go as camping as a lifestyle and if you don't have a house?

MS. CHASE: That's a great question. And I understand what you're saying, and I've experienced that too. And I'll tell you for the most part, from the narratives I've read, there's a good 80 to 90 percent of those, these people if you ask them straight up, they would like to have their own home. You know, they do not like the lifestyle down there. So, group homes, regional solutions are that piece, that systemic change piece, that'll get us back our beaches. And I told this to Sandy Baz. You know, it looks like when you're in your car and you're driving by in Central Maui and you drive down to VIP and you look, and you're like, whoa! You're overwhelmed. You know, it is not as overwhelming as we think. We are still in this island. I promise you guys, if just attention and money and heart will attention this issue, we can actually make these changes that will help this population. And if we have trickle more coming in because of other situations, we will actually already be in place with steps that can be taken. So, to answer your question, those people are not there because they like that lifestyle. They want a home. They've got children and kūpuna. They need homes.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Miss...

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MS. CHASE: And whatever that looks like, you know, but...I'm sorry. That doesn't answer your question. But I appreciate it.

COUNCILMEMBER PALTIN: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. And I do have an item on the Council's agenda tomorrow for referral to create a commission on healing solutions for homelessness. And that's on...it will likely go to Affordable Housing or Human Concerns likely. Committee Vice-Chair King?

VICE-CHAIR KING: Thank you, Chair. Thank you, Faith, for being here, and for your diligence. I just had a quick question for you. But I did want to let you know that Lisa Darcy is working part-time out of my office, and so I've gotten a lot of recommendations for her that went into my recommendations for the CARES Act. So, thank you for working together with her. But you mentioned earlier that you were doing administrative work. Is that like an official position? Or is that volunteer work that you're doing? Is it a specific organization...

MS. CHASE: No, no, oh, it's just...I can't be in the really hot sun elements and so in my frustrations of trying to do something under these conditions, I make inquiries and calls and funnel donations and also, that because of the rumors have been so rapid, I literally go down the list of who's in charge just feeling like check that box to make, to get that confirmation. I...

VICE-CHAIR KING: Okay, but I was just wondering, are you...what you're doing, is that as a volunteer or are you working for an organization?

MS. CHASE: Oh, no. That's just because my water issues are on the down-low right now. And I...you know me, I have time to do volunteerism. So, this is the issue that I chose early on to work on --

VICE-CHAIR KING: Thank you.

MS. CHASE: --during the COVID.

VICE-CHAIR KING: Thank you for being involved in that. I just wanted...I didn't know if you were talking about an official position so. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Committee Vice-Chair King. Seeing no other questions, thank you so much for your testimony this morning, Ms. Chase.

MS. CHASE: Mahalo. A hui ho.

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CHAIR RAWLINS-FERNANDEZ: A hui ho. Okay, and we do have a full agenda, Members. We have three testifiers. Terese Masters, followed by Melanie Udem of Maui Rapid Response.

MS. MASTERS: Hi, good morning. Thank you for having me this morning. I just wanted to lend my support in the amendment for the amendment of Code Chapter 3.36 as a member and co-founder of a nonprofit here on Maui, Common Ground Collective. It's important for small grassroots nonprofits like ours to be able to get the funding that we need to keep our boots literally moving on the ground towards our mission and towards supporting our community. Recently, we've been supporting our community out of our own funds to get organized food bag giveaways. We've organized over 750 food bags to be given away into the community, Upcountry and into East Maui. And that's all just come from our own pocket. I can't imagine what like Maui Rapid Response is having to deal with when they're like on the frontlines trying to deal and they don't have funding readily available to help the people in our community who really need the help. So, I just wanted to lend my support to that amendment and thank you for bringing this up because it's really important not just to nonprofits like mine, but to our community members who could really use the help especially during all of this.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Masters. And for clarification, your testimony is on Item EDB-87?

MS. MASTERS: Correct.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo. Committee Vice-Chair King?

VICE-CHAIR KING: Thank you, Chair. Hi, Teresa [sic]. Thanks for being here.

MS. MASTERS: Hi. Yeah.

VICE-CHAIR KING: So, I have a question for you because I know that you guys are funded in the budget for \$30,000 which kind of puts you above that threshold. But if we were, you know, I've been thinking about proposing an amendment so that the nonprofits are above that could get a portion of their money upfront. Would that help you? Because I know everything is out-of-pocket right now and especially at this time, it's a really difficult time for the nonprofits to put out of pocket. So, for those that are maybe slightly above or even further above, if you could get some of the money upfront so you didn't have to front it all and then get reimbursed, would that help?

MS. MASTERS: Yeah, I imagine that...

CHAIR RAWLINS-FERNANDEZ: Member King, that is part of amendments in the bill.

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VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah.

VICE-CHAIR KING: So, yeah, I just wanted to make sure that that was, you know, going to be helpful for other organizations that didn't fit into that small-grant category. Okay, thank you.

MS. MASTERS: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Committee Vice-Chair King. Aloha. Okay, we have three testifiers, Melanie Udem, followed by Kai Nishiki. Oh, I'm sorry. You're still muted. Are you able to unmute yourself?

MS. UNDEM: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: There you are. Okay.

MS. UNDEM: Oh, cool. Sorry. I'm new.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

MS. UNDEM: I'm so thankful. Nice to...nice to meet everybody. I'm so thankful to be here. This is my first step into Maui politics, and I'm really thankful to meet all of you in person. My name is Melanie. I am the outreach gal of Maui Rapid Response and kind of helped to found the collaboration. And I...though I'm new to Maui the last kind of three years, I'm not new to doing the work of outreach homelessness. I directed a lot of nonprofits. And my...I'm here for the spirit of collaboration for the benefit of all on this sacred island. So, thank you. I am new to this exact issue that we're bringing up. But my partner, my friend, Nicole, asked me to get on here and just speak up because we are, you know, I'm just in the moment of writing a personal essay about compassion fatigue. And I've got, you know, most of Maui Rapid Response is...we're all volunteer. We've had a few grants since we started which...I'm not going to remember them all, but United Way comes up. And that has helped us minimally pay our personal expenses, but most of our team is unpaid and volunteer and we're kind of...we are definitely in the dance of how do we sustain this because...for the long-term as far as developing collaboration. Keep working together. Keep testifying. We are working on a resource platform that everybody can use so that we can help even more deeply the unsheltered that we're meeting everywhere we go. So, it...I guess I'm now learning from Nicole. It's hard for us to apply for the \$50,000 grant because it does take a lot of our personal time which takes time away from our outreach. So, it would help...just what you guys are saying to free up the funds that we can either receive it more quickly,

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or we don't have quite as much administration so we can kind of move forward. We don't have an administration team. We're a very small outreach team and just trying to piece together, you know, the administration together. But I don't...I'm happy to answer specific questions. It is, you know, we've got a lot of awesome work to do. And I've been pulling together kind of some of the medical people that I've been meeting and helping them to collaborate so they can work better together. So, they're really excited about that. We have a lot of different things that are going on as far as collaboration and communication and look forward to continuing to do that for Maui. So, thank you, everybody, for your time. Is that helpful? Was that a good testimonial? Let me know if I can get more specific. . .(laughing). . . It would help to free up funds so it's not so locked into administration.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Udem. Or would you correct me? How do you say your last name?

MS. UNDEM: Udem.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. I was saying it right. Okay.

MS. UNDEM: Yeah, it's Norwegian.

CHAIR RAWLINS-FERNANDEZ: Mahalo.

MS. UNDEM: I know. Udem, yeah.

CHAIR RAWLINS-FERNANDEZ: Okay, we have a question from Committee Vice-Chair King.

VICE-CHAIR KING: Thank you, Chair.

MS. UNDEM: Nice to see you.

VICE-CHAIR KING: Hi, thank you for being here, Ms. Udem. And yes, you did a great job with your testimony. My question is, like the Rapid Response Team is kind of a collaboration of different organizations. So, at this...and I know it's been kind of changing. So, at this time if there was funding given to the Rapid Response Team either under a grant or, you know, which would be next year, or under the current CARES Act money, which is emergency funding that has to be spent by the end of this year, what would be the nonprofit that it would go to for the work that the Rapid Response Team is doing?

MS. UNDEM: Maui Rescue Mission is able to house that.

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VICE-CHAIR KING: So, Maui Rescue Mission has sort of become the umbrella for the Maui Rapid Response team?

MS. UNDEM: I don't know if I would put it quite like that, but they have...it's because they're such a solid nonprofit and they've got all their insurance stuff worked out, it's easy for us...and because our next steps are really talking along the lines of a resource, more resource centers and more access to resources whether that's stimulus checks, SNAP's, et cetera, that it makes...it has made most sense to house that particular thing under their umbrella.

VICE-CHAIR KING: Okay, it would be helpful...

MS. UNDEM: . . .*(inaudible)*. . .

VICE-CHAIR KING: I think it would be helpful for the Committee and the Council to know, you know, all the different organizations that are involved if there's one that everybody's agreed on would be the umbrella organization, and kind of focus on the work that way. That would be helpful.

MS. UNDEM: Like financially, you mean.

VICE-CHAIR KING: Yeah, financially because it that's...

MS. UNDEM: Okay.

VICE-CHAIR KING: Yeah, if we give money --

MS. UNDEM: Sure.

VICE-CHAIR KING: --we want it to go to the nonprofit. Okay, thank you. Thank you, Chair..

MS. UNDEM: Sure, so what's helpful for a follow-up? Just write a little...

VICE-CHAIR KING: Well, you know, all organizations that are helping with it, you know, I know Share Your Mana and then Chilis on Wheels, and so if all the organizations can get together and decide, you know, how the funding would be handled if funding comes in --

MS. UNDEM: Sure.

VICE-CHAIR KING: --from the County. That would be helpful for us.

MS. UNDEM: Sure. Thank you for asking. I appreciate it.

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CHAIR RAWLINS-FERNANDEZ: Mahalo, Member King, followed by Member Sugimura. You have a question?

COUNCILMEMBER SUGIMURA: So, Maui Rapid Response, what is the mission? And that's the formal name of the organization? I did a Google search; I didn't get anything. So, if you could give me your formal name.

MS. UNDEM: Thanks for asking. We are a group of individuals and organizations that started to come together right before COVID happens. Just people who are interested in on-the-ground support for our unsheltered friends. All of a sudden COVID happens, and so we are not a formal nonprofit. We are just literally a group of...and I'm just me. I just do and support...I've always done support with homeless, my homeless friends around the globe. And so now, because Maui Rapid Response, and there's a group of individuals and organizations, there's kind of a small core of people who talk weekly. But it actually involves collaboration-wise a lot of...a lot of different organizations who...our one mission is to, during this time, especially COVID, and we know it's kind of changing because COVID is changing on Maui, but we wanted to be on-the-ground getting immediate needs out. So, we have done, and we can send numbers at some point. But the, you know, hygiene kits, first-aid kits, water, food, clothing...

COUNCILMEMBER SUGIMURA: So, I have...

MS. UNDEM: Yeah, yeah.

COUNCILMEMBER SUGIMURA: Okay, thank you. So, I wonder if then, you might if you're going to be sending a letter to the Council or whoever, if you could just give us more information about who you are --

MS. UNDEM: Sure.

COUNCILMEMBER SUGIMURA: --and --

MS. UNDEM: Absolutely.

COUNCILMEMBER SUGIMURA: --what you're doing and... 'cause...yeah. Okay, thank you.

MS. UNDEM: You're welcome.

COUNCILMEMBER SUGIMURA: And is this about...are you talking about CARES Act money? Is that what you were talking about? On the agenda.

MS. UNDEM: I was asked...

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CHAIR RAWLINS-FERNANDEZ: EDB-87, Member Sugimura, the grants procedure.

COUNCILMEMBER SUGIMURA: Okay, okay. So, she's not asking for money. Okay, thank you.

MS. UNDEM: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Mahalo for your testimony, Ms. Undem. Have a great day.

MS. UNDEM: Thank you. I really appreciate you guys. Thanks for everything.

CHAIR RAWLINS-FERNANDEZ: Appreciate what you all are doing too. Mahalo. Okay, our last two testifiers are Susan Vickery, followed by Nāpua Hueu. Ms. Vickery? Ms. Vickery? I've unmuted you. Ms. Vickery, you may proceed with your testimony. Okay, we'll come back to you. Ms. Nāpua Hueu? Are you ready?

MS. HUEU: I am. Thank you, Chair. Nāpua Hueu, representative for Hāna Highway Regulation. Just wanted to testify in support of EDB-87 and share experience of our organization. The County had come forward with some support funding, a \$200,000 line item in last year's budget, or this last year's budget for Hāna Highway Visitor Education. Hāna Community Association, which is our...was our parent nonprofit, when we initially got word that there was going to be these funding's available, we were already...we already understood as a board that we weren't in a fiscal position to be able to take advantage of this reimbursement grant. And so, I had trusted that there would be a larger nonprofit organization that shared in the same concerns about the overcrowding on the Hāna Highway and the dangerous conditions that were existing. And so, we approached...we went down the list, Maui Tomorrow, Visitors Bureau. We thought the Visitors Bureau would be a really strong and good partner. But all of these nonprofits, these very prominent, prestigious nonprofits all came back with the response that they did not have the financial ability to help us take advantage of this reimbursement grant. Finally, we ended with Maui United Way who was willing to help us fiscally administrate this grant. But still there was a lot of...there's been a lot of complications in the process. And so, Hāna Community Association would have been open to, you know, moving forward with exercising our project. It's just the reimbursement stipulation was really out of reach for us. And so, I'm in full support of any means that would make County funds more readily available for nonprofit organizations that are doing really great work and just have that problem of finding the financial ability to be able to roll it out. And so, the closing of Tri-Isle was a big issue. You know, I believe if they were still in operation, that they would've been a perfect candidate to help us expedite things. We're hoping that

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the line item from last year will carry over into next year where Maui United Way will be in position to help us make use of those funds. I know that Kalani English had just come out with some pitching sort of proposals about, you know, an East Maui management system. Everything that, you know, he's saying that he has no sort of clue on as far as the specifics of how we would go about it is all within the scope of the grant proposal that we had written out. And it's just because of this fiscal complication that we weren't able to play out our grant. As to where he would have all the information, all the data, and all the means to be able to draft a competent East Maui management system. And so, we look forward to being able to do that with the more readily available, or more easily accessible funding side from the County. Thank you so much.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Hueu. Members, any questions? Seeing none, thank you so much for your testimony this morning.

MS. HUEU: Mahalo.

CHAIR RAWLINS-FERNANDEZ: Aloha. And then I see that Ms. Vickery is no longer on the list. So, I'll do a last call for testimony. If you would like to testify, please unmute yourself and you may proceed with your testimony. Okay, hearing no one speaking up, if there are no objections, I will now close public testimony.

COUNCILMEMBER SINENCI: No objections.

COUNCILMEMBER MOLINA: No objections.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Members. And we will receive written testimony on EDB-86 from Scott Werden, and EDB-87 from the Director of Housing and Human Concerns, and Karen Holt, Executive Director of Moloka'i Community Service Council. Any objections?

VICE-CHAIR KING: No objections.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Members.

. . .END OF PUBLIC TESTIMONY. . .

**ITEM 85: LEGISLATION AND DISCUSSION ON THE EFFECT OF
THE CORONAVIRUS PANDEMIC, RULES, CARES
ACT, AND RELATED ISSUES (CC 20-207 and 20-275)**

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CHAIR RAWLINS-FERNANDEZ: Okay, so we'll start. So, it's 10:22. Do Members feel like they would like to take a quick recess before we proceed with the rest of our agenda? Or shall we just move right on forward? Holomua?

UNIDENTIFIED SPEAKER: Holomua.

CHAIR RAWLINS-FERNANDEZ: Eo. Okay. Mahalo, Members. Okay, our first item on the agenda is EDB-85, Legislation and Discussion on the Effect of the Coronavirus Pandemic and Related Issues. We have Managing Director Sandy Baz on the line with us now and Budget Director Michele Yoshimura. And I will ask either directors if they would like to provide opening comments. And if they can do it in about ten minutes, and then we'll open up the floor for questions. Okay.

MR. BAZ: Okay, Chair, I don't...

CHAIR RAWLINS-FERNANDEZ: . . .*(inaudible)*. . .

MR. BAZ: Aloha, everybody. I don't have any opening remarks necessarily. We still haven't received the money from the State regarding the CARES Act funds. We did just last night receive about 24-pages worth of discussion items about the specific funding so we're reviewing that. Legal...Corporation Counsel is reviewing that and then gotta have Finance and then our programs review it as well. Since it is Federal money, there's a significant amount of restrictions and criteria that are attached to the funds. So, we got to make sure that we're going to be doing that appropriately. The Governor has said that if there are funds that have...are not qualified or he finds to be unallowable, the County is liable for those funds directly. So, we're trying to make sure we do everything appropriately. All the sub-grantees . . .*(inaudible)*. . . nonprofit, have to fulfill some criteria as well according to that. So, we want to make sure that we're looking at that. And then the due date for us to get back the budget to the State is next week, June 12, I think is the final due date. But the sooner we get it to him then the sooner we can get the funds and start utilizing it. So, we're going to be working diligently on this. Director Yoshimura has an update on the Emergency Fund and H.E.L.P. Program usage that I'd like to it over to her at this point, and she can provide that. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Managing Director Baz. Budget Director Yoshimura?

MS. YOSHIMURA: Thank you, Chair. So, as of May 31st, and Finance still hasn't closed the month of May so we don't have a final report for the month of May yet. But we have expended \$1,805,000 and encumbered \$625,810. So, approximately \$2.4 million of the \$4 million has been allocated. Again, the emergency appropriation is for 90 days so that will end on June 19. So, we will

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be monitoring that closely. And we will get you a report. By the time Finance closes, I think your next meeting is June 18th so we will get you the final report for May at that...for that meeting. The H.E.L.P. Program, we still have funds there. As of June 1st, we had 2,963 first-time households that applied and 788 returning applicants, so second-time applicants. So, a total of 3,751 households requesting a total of \$2.9 million. Our appropriation was for \$2 million. So, we are still processing, and we'll be able to put more monies in once we get the CARES Act funding available. As far as the micro-business loan program that we had, that one is still awaiting money. We did issue out all of the \$1 million that was appropriated for that funding. So, until we get the CARES Act monies that we won't have any more updates for that program. Thanks, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Budget Director. And I understand that the Governor still hasn't signed Senate Bill 75. Do you have any comments on that?

MR. BAZ: No, actually I...

CHAIR RAWLINS-FERNANDEZ: Director Baz?

MR. BAZ: Thank you, Madam Chair. We just, like I said, just received this letter from the Governor last night with documentation attached and the detailed review. So, I don't...I haven't actually honestly followed the status of S.B. 75. He may be waiting to sign it. I'm not sure why he's waiting to sign it actually, honestly.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Managing Director Baz. Okay, Members...oh, and then just to confirm, you received all of the correspondence from myself as Chair that included requests and ideas from myself, Member Kama, Chair Lee, Member Sinenci, Member Hokama, and Member Paltin.

MR. BAZ: Yes, Madam Chair. I did, and then I also received the individual requests from Councilmember King, Councilmember Paltin, and Councilmember Kama.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. BAZ: And Councilmember Lee.

CHAIR RAWLINS-FERNANDEZ: Councilmember Molina? Okay.

MR. BAZ: Excuse me? Yeah.

CHAIR RAWLINS-FERNANDEZ: Yeah. Member Molina. Okay, great.

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MR. BAZ: Yeah, and Member Molina, yes.

CHAIR RAWLINS-FERNANDEZ: Perfect. Mahalo, Managing Director Baz. Okay, Members, I'll open the floor for questions. I'll give each Member two minutes, and then if we need to do another round, we can do another round. But I want to be mindful of the agenda that we have. Okay, so I'll start with Committee Vice-Chair King, and then we'll go to Member Sinenci, and then work our way right, okay.

VICE-CHAIR KING: Thank you.

CHAIR RAWLINS-FERNANDEZ: Committee Vice-Chair King?

VICE-CHAIR KING: Thank you so much, Chair. And I want to apologize. I didn't realize we were supposed to send our request to you as the Chair of the Committee. I was in the HSAC meeting when you discussed that during that last meeting, so I missed that. But...so, I sent mine directly to Director Baz. I guess I was, Director Baz, I guess I was thinking I was off...on the small business microloans, the \$1 million. I thought that was coming out of the 4 million. But I'm hearing from Director Yoshimura that that's a separate...that that's going to be funded by the CARES Act so we're waiting for the 66 million to come in to fund that. Is that correct? Or Director Yoshimura?

MR. BAZ: Chair, so my understanding is that the original allocation did come from the Emergency Fund. I think it was 1,050,000, and Director Yoshimura can correct me if I'm wrong. But they have expended all of that money or allocated all of that money. So --

VICE-CHAIR KING: Okay.

MR. BAZ: --any additional money we were planning on getting from the CARES Act funds.

VICE-CHAIR KING: Okay, but was that part of the H.E.L.P. or was that part of the 4 million?

MR. BAZ: It was part of the 4 million.

VICE-CHAIR KING: Okay, that's what I thought. Okay, so that...is that part of the 2.4 million that's been expended so far then? One million of that was...

MR. BAZ: Yes.

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VICE-CHAIR KING: Okay. So, what are your expectations as far as if there's 2.4 million encumbered as far as getting the rest spent in the next couple of weeks?

MR. BAZ: We're evaluating that as Ms. Yoshimura had stated. Really, we've kind of paused on spending County money to see what we could do spending...transitioning over that to the CARES Act funds and spending the Federal money first. There's some regulations that makes it so that we may not be able spend the Federal money on it. But we are looking at that, and as Ms. Yoshimura mentioned, the funds that were emergency appropriation does expire soon. So, if we don't spend it, then it'll just lapse and go back into the Emergency Fund as a total available balance. For...

VICE-CHAIR KING: Okay. Well, I appreciate, yeah, I appreciate trying to get the Federal money first. But I'm just hoping that we can...don't hold too many of the business...small businesses up. And then it sounds like from the report on the H.E.L.P. funds that that's going to be...

CHAIR RAWLINS-FERNANDEZ: . . . *(inaudible)*. . . the timer went off.

VICE-CHAIR KING: Oh, I'm sorry. Okay, I'll. . . *(inaudible)*. . . Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Okay, Member Sinenci, followed by Member Molina.

COUNCILMEMBER SINENCI: Thank you, Chair. Mahalo, Director Baz, for being here. Yeah, just a general question about we added a specific item for East Maui, majority is towards maybe our health issues, addressing those emergency...in emergencies . . . *(inaudible)*. . . across the coastline. So, some of them were like mobile trailers, containers, emergency containers, defibrillators, and mental health services. Is there a process that the Administration will follow as far as addressing the big district? He also included, you know, island-wide.

MR. BAZ: Sorry, Member Sinenci, you were kind of fading out there, but I think I got the gist of your question. So, the...yeah, I see your requests. Really, we need to evaluate if those are applicable to the restrictions that the CARES Act and the Governor have placed on the funds. And then, you know, yeah, we're going to be allocating it based on prioritization, you know, public health related to, you know, specifically to CARES Act is going to be one of the most prioritized uses of the funds for sure. And then, you know, things where we can provide some long-term benefit to the County, of course are attractive as well, but we want to make sure that we're again making, you know, the expenditures appropriately.

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COUNCILMEMBER SINENCI: Director Baz, and our office is practicing social distancing here in Hāna as well as up in Wailuku. So, always reach out to us if you need additional help.

MR. BAZ: Yeah, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Molina, followed by Chair Lee.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Good morning, Mr. Baz and Ms. Yoshimura. Thank you first...or I don't know if I should thank you but that sobering statement about we haven't received the monies yet from the State. And, you know, I certainly hope they get the monies to us faster than how the State Unemployment Office is doing with our people who are in need. But, you know, as far as our recommendations that we sent to the Mayor, and I appreciate the Mayor, you know, asking for our recommendations, how will we be notified if these suggestions are implemented? And has there been any other relief or grant revenue we've received other than what was detailed to us during our last EDB meeting? Because if we don't get this, you know, CARES Act money in time, what do we do, yeah? 'Cause people are going to be hurting real soon. So, anyway, your thoughts, Mr. Baz?

MR. BAZ: Thank you. So, yeah, we are evaluating the requests that the Members provided. And again thank you for the detail. We appreciate the collaboration and consultation. The...eventually what we'll do is submit the budget, once it's completed, to the Governor. And if the Governor approves it, you know, then we'll be sure to let everybody know what . . .*(inaudible)*. . . of the approved budget. And if he makes changes to it then, you know, we'll adjust based on that. I don't anticipate it being a very long process once we do submit the budget. So, that's why we're working diligently on getting that to them as soon as possible, as well as the legal review of all the documentation to make sure we're signing something that's appropriate for the County. So, yeah, we'll get back to you with the list.

COUNCILMEMBER MOLINA: Okay, thank you, Mr. Baz. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. And that's why I scheduled this item in every EDB meeting so that we can continue to get updates.

UNIDENTIFIED SPEAKER: Yeah.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Okay, Council Chair Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. My question is for Managing Director Sandy Baz. Sandy, I understand that...is there a problem or delay in

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getting MEO paid for the administration of the H.E.L.P. funds? My understanding is that they weren't paid yet.

MR. BAZ: I'm not aware of that. I've been in communication with the CEO of MEO regularly and she's never mentioned that to me. But I'll follow up definitely.

COUNCILMEMBER LEE: Yeah, and how much are we paying them? Is it 10 percent?

MR. BAZ: No. The administrative cost for H.E.L.P. program was allocated at 4 percent.

COUNCILMEMBER LEE: Four percent.

MR. BAZ: Four percent.

COUNCILMEMBER LEE: Okay. 'Cause the standard is 10 percent. So, I'm just wondering what...okay. Are we allowed just one question?

CHAIR RAWLINS-FERNANDEZ: Two minutes.

COUNCILMEMBER LEE: Two minutes, okay. Then the other...so the H.E.L.P. fund has about a million left? Is that it?

MR. BAZ: Ms. Yoshimura had the statistics. I didn't really have those in front of me. Sorry.

MS. YOSHIMURA: Chair? They have had refunding requests of \$2.9 million. And we have, according to the last report that we got from Ms. Cabebe at MEO, they have obligated \$1.2 million. They approved 2,764 applications, with another 517 in process. And so, the amount obligated, or paid I guess, is \$1.2 million.

COUNCILMEMBER LEE: All right. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair Lee. Okay, now we have Member Hokama, followed by Member Paltin.

COUNCILMEMBER HOKAMA: Thank you, Chair. My only concern right now is, have we received clear communication from the State, either the Legislature or Administration, on what may be the issues with approving the release of the monies to Maui County? Is it the type of projects? Or how we...the allocation of the monies? I'm just trying to understand what is their hang-up to release the money to this County, Mr. Baz?

MR. BAZ: Yeah, so it's not just necessarily to this County. All of the neighbor island counties are in the same boat here. The Legislature did pass the Senate Bill 75

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and the Governor and the Administration have been working on, diligently like I said, this. It's a 4-page letter and a 19-page handbook. As far as the, this is the...I just printed it out. The actual details of how to spend the money, the legal requirements, what Federal requirements are going to be passed down, the liabilities of the State versus...and the counties taking on those as far as the use of the funds to make sure that, you know...because ultimately, the State is responsible for the monies that the neighbor island counties are getting. The City and County of Honolulu got a direct allocation from the Feds. So, they're directly responsible. So, the Governor wants to just make sure that the neighbor island counties, since he's signing off on the expenditures and he's signing off on the spending plans, you know, and he's ultimately responsible to the Federal government, that we do things appropriately according to the standards. And so, really that's I think what it took to get to this point. And . . . *(timer bell ringing)*. . . we have a general discussion that we had before and then your details that we've been kind of mulling through and preparing, waiting for this document to see what, you know, what we'd allocate it for. And then we'll get that up to him as soon as possible. There hasn't been an indication that there will be a pause in the funds' release. He, you know, does say, you know, as soon they get this, it's going to be...I think it's...so 50 percent deposit will be made to the County when they receive the signed documents required. And then the other 50 percent allocation will be done prior, probably prior to June 30th is their expectations. So, it's going to be within a few weeks here.

COUNCILMEMBER HOKAMA: Okay, no, yeah, I'm just befuddled at how long he's taking. So, thank you, Chair. You know, I think that was a important question for us to know. And my only thing later on, Chair, is maybe you can ask Corp. Counsel, sounds like we need an IGA. Is that one of the things that we gotta think about later? Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. And we also need to complete the budget amendment which is on tomorrow's Council agenda for second reading. Yeah, mahalo, Member Hokama. Okay. Member Paltin, followed by Member Sugimura.

COUNCILMEMBER PALTIN: Thank you, Chair. I just wanted to relay a . . . *(inaudible)*. . . that I've been hearing from our business communities in the tourist areas. You know, generally speaking those retail have higher rents because of the desirability of their location. And is anything planned or can be done to help those businesses with their rent costs as they're closed down as there's no tourists? From what I heard, there's already . . . *(inaudible)*. . . Front Street that are not renewing their lease and are just shut down, gone. And so, you know, if we're still promoting tourism, when the tourists, if they come back, see everything shut down, how does that fit into the bigger picture? Is there

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any plan for relief for these businesses that are not able to afford their retail space?

MR. BAZ: So, we have been working with some of these businesses. Of course, the microloan program you guys know...the micro-business program you guys know about, 10 businesses or less...10 employees or less, and I think up to \$25,000. We are working with some of the business bankers on possibly another program funded by the CARES Act. It'll be a larger scope to help businesses that are on the next level of category. And then, of course, SBA has an emergency relief loan program as well as the PPP program for businesses.

COUNCILMEMBER PALTIN: If I may stop you due to the time constraints --

MR. BAZ: Sure.

COUNCILMEMBER PALTIN: --...*(inaudible)*... I mean I don't think ...*(inaudible)*...going to do it for these folks. You know, I mean I don't know what the interest of the commercial landowners is to ...*(timer bell ringing)*... is there ability to pause the cost because they're not open? Because what is the point of...

MR. BAZ: Yeah, I think I understand your question. The State is the one that has the, you know, you talked about before the relief from paying rent for renter, you know, household renters, and some relief if you got a Federally-backed mortgage. There's no...there's been no discussion at the State level. And it would be the State to do that, to prevent landlords from kicking out commercial non-payment individuals, yeah. And then, you know, eventually with all of this, there's no relief from the payment. It's just relief from being evicted, even for the individual renters. So, eventually they're going to have to pay the landlord for that rent.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you very much, Director Yoshimura and Mr. Baz. So, all of this is important, and I remember previous discussions, Mr. Baz, you talked about supplant and supplement. So, from what you talked...what you were saying about the CARES Act funds, it cannot be used for projects that we have already been implemented, correct? Like these that we talked about today.

MR. BAZ: It cannot be used for projects or things, items that were budgeted in the annual budget or through amendments up until March 27th, except for Emergency Fund appropriation. There is a specific allowance for the Emergency Fund appropriation. So, we could theoretically charge those back to the CARES Act funds.

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COUNCILMEMBER SUGIMURA: Oh, okay. So, that's clarification. Thank you. So, March 27th is the critical date, I guess, that everything before that or after that --

MR. BAZ: Right.

COUNCILMEMBER SUGIMURA: --would qualify or not. Okay.

MR. BAZ: And then expenses have to be between March 1st and December 30th.

COUNCILMEMBER SUGIMURA: Oh, very good. So, do you plan on continuing this, the micro-business program until our economy picks up? Or how long...what is the Administration's plans for supporting this and the H.E.L.P. program?

MR. BAZ: There's definitely a plan to support the micro-business and H.E.L.P. program with additional funds from the CARES Act and so, you know, we've been discussing it with the two agencies that operate those two, be ready for that. And then again, like I mentioned, some additional other types of support for individuals and for businesses as well being a little bit more, you know, creative in different areas. As much...as creative as we can be 'cause we understand, you know, we've...you know, because of the Coronavirus the economy worldwide shut down, right. So, it's definitely something that we want to make sure that we do our best and with the capabilities we have of helping businesses get restarted again or support them with different things. And we've done nonfinancial things as well. Thank you.

COUNCILMEMBER SUGIMURA: Okay, appreciate that. Thank you. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Pro Temp Kama?

COUNCILMEMBER KAMA: Thank you, Chair. So, Mr. Baz, I just wanted to make sure that I understood this. That the reimbursement for the CARES fund, that the \$4 million that we took from our Emergency Fund, that the CARES funding could actually be used to replace that 4 mil? Is that correct?

MR. BAZ: I don't want to say the whole \$4 million, but a good portion of it.

COUNCILMEMBER KAMA: Yeah, yes.

MR. BAZ: We have to evaluate each expenditure appropriately, yeah.

COUNCILMEMBER KAMA: Okay. Okay, right. Okay. So, okay, that was my first question. Second one I have was, you know, I have...my greatest concern is that as we are helping all of our people in as many ways as we can, giving food,

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giving rent, and you know, trying to offer them counseling or whatever it is that they have need of that, that we might not have enough money to cover all these needs. So, my great concern is as we are lifting up our nonprofits who lift up our community, that you know, the saying that says, if you give a man a fish, you fed him for a day. But if you teach him how to fish, you feed him for a lifetime. I'm looking to see how can we do that in this arena that we are now in that we not just lift them up for today, but we give them the tools that they need so that they can take care of their own lifetimes. So, I don't know if that's an easy question to answer. Maybe that's too hard. But even if there is, maybe an opportunity to create within nonprofits grants to be able to put into place a self-sufficiency plan as they work with their community or their constituents. Your comments?

MR. BAZ: Thank you. I'll try to be as brief as possible. For sure this is something that we want to make sure that we're doing, not just on an individual basis, providing the support that they need to live for today. You know, looking at the future, looking at our economy, looking at the business capabilities that we have in the future here . . .*(timer bell ringing)*. . . .*(inaudible)*. . . was going to be allocated to the, you know, being able to do job training, industry development, and really looking at what it takes for our community be resilient. And, you know, we did get 80...I forget what the total was, over \$80 million worth of requests for uses of the funds. That was even before the Councilmembers submitted requests. So, it did get a significant amount. So, it does have to be prioritized. And I appreciate the thought on, you know, giving them the tools to be self-sufficient, you know. I go back to my prior employment at MEO, and that was big part of what they do is helping the people become self-sufficient in changing their lives that way, not just giving a handout, so.

COUNCILMEMBER KAMA: Right, right.

MR. BAZ: We definitely want to move towards that.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Pro Temp Kama.

COUNCILMEMBER KAMA: Thank you. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Okay, so I have about three questions. Put my timer on. Okay, real quick. So, mahalo, for getting back to me so quickly on the question about if the County is...have any sweeps planned. And you told me that they weren't. So, will you please just reassure the Committee again that there aren't any sweeps planned.

MR. BAZ: So, yeah, at the time, we don't...we didn't have any sweeps planned. We . . .*(inaudible)*. . . are actively doing outreach at the community. We have gone daily over there. And I'd actually defer that question to Lori Tshako because

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she has the detailed information specifically about the efforts that they have done, the intakes that they've . . .*(inaudible)*. . . individuals there, the criteria that they have in selection for housing. You know, they have a whole gamut of detailed information that they collect that they use to prioritize and all that.

CHAIR RAWLINS-FERNANDEZ: I'll follow-up with Director Tsuhako. And then who should the community contact if there are rumors about a sweep happening?

MR. BAZ: Department of Housing and Human Concerns would be able to address those.

CHAIR RAWLINS-FERNANDEZ: Okay. And with the \$60,000 that went to the Maui Farm Bureau, how much of that...how much food ended up getting to the Hawai'i Food Bank? Do you know that answer?

MR. BAZ: . . .*(inaudible)*. . . answer to that.

CHAIR RAWLINS-FERNANDEZ: Okay, . . .*(inaudible)*. . .follow up...

MR. BAZ: Ms. Yoshimura...yeah, okay. If not I can follow up in writing, and we can definitely get that.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. BAZ: It's been tons and tons. Literally, tons of food, yeah.

CHAIR RAWLINS-FERNANDEZ: Great. Okay. And then my last question is regarding the MOU. So, are we expecting to do an MOU or an IGA?

MR. BAZ: So, well, the MOU is...I guess it's an MOU. It's not really defined what document this is that we're signing . . .*(timer bell ringing)*. . . necessarily. But it would be definitely an agreement between the State and the County and we would have the, and Corporation Counsel can address this as well, but the intergovernmental agreement authorization comes in the Budget. Once the Budget amendment is approved and it's in Appendix A, then the authorization to enter into agreements is put...is based on the general budget provisions, they're a part of that. So, that's generally how we've been addressing any grants from the State or Federal that we have to execute an agreement on. It's based...if it's in the Budget, then it's authorized to enter into the agreement. It's not then, or if it creates some other financial obligation to the entity we're dealing with, then, you know, if there's matching funds or something like that, then generally it will go back to, and I get an IGA for that to expend the County funds.

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CHAIR RAWLINS-FERNANDEZ: Okay. So, just to clarify, because as we pass the Budget amendment tomorrow in second reading, then we will not be seeing an IGA because that. . .*(inaudible)*. . . amendment will put the \$67 million into the FY '20 Budget, and therefore assuming that an IGA would not come to Council for approval.

MR. BAZ: Correct. General Budget provision Section 11(B) states specific to the requirements of this section, the Mayor is hereby authorized to execute any documents to receive and expend the funds for the grants and programs identified in Part I of Appendix A. So, once the amendment is executed, then it'll be formally a part of Part I Appendix A, and then that applies.

CHAIR RAWLINS-FERNANDEZ: Okay. And then as far as the letter and the MOU or any kind of agreements and guidelines that you receive from the Governor, will that also...will you also be transmitting that to the Council?

MR. BAZ: Yes, yes, we'll transmit that.

CHAIR RAWLINS-FERNANDEZ: Great. Mahalo, Managing Director. Okay, Members, do you want to have a second round? Or does anyone have a burning question to ask? Okay, Committee Vice-Chair King, followed by Member Sinenci.

VICE-CHAIR KING: Okay, I just had one question that at the end of my...first that I wanted to ask. Thank you, Chair, for allowing a second opportunity. So, I wanted to ask Mr. Baz, you know, when the requirement for consultation with the Council is part of this whole, you know, this funding. And I just wanted to find out from you, what does that mean? I understand we're not going to be doing a formal approval. So, in your mind, what does that mean as far as consultation?

MR. BAZ: Well, that's...when we discussed it with the Legislature who put in that requirement, basically it was for us to outreach to you to see what input you would have on the funding, and the use of the funds, and that's why we sent the letter and gathered your input on that.

VICE-CHAIR KING: Okay, so no obligation beyond that?

MR. BAZ: No.

VICE-CHAIR KING: Okay. All right. Thank you. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Committee Vice-Chair King.
Member Sinenci?

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COUNCILMEMBER SINENCI: Thank you, Chair. Just one more question, Director Baz. Tuesday night, a Zoom meeting, Governor had said that going to continue the National Guard checkpoints into East Maui for another month. Do you know if the Mayor is going to support having Police to also enforce to the end of the month?

MR. BAZ: The Police Department has expressed a challenge with the labor force that they have and the ability for them to sustain the checkpoint. The National Guard is going to be maintaining the checkpoint themselves, and they're out there today.

COUNCILMEMBER SINENCI: Great. Thank you. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Okay, seeing no last questions...oh --

COUNCILMEMBER HOKAMA: Chair?

CHAIR RAWLINS-FERNANDEZ: --Member Hokama?

COUNCILMEMBER HOKAMA: Yeah, I just had...wanted to bring up one regarding...again I appreciate my colleague from East Maui for the National Guard. Is this something, I understand the Governor pulled that source of support for our communities, but for Lāna`i to maintain our zero COVID impact, our island is majorly concerned about recreational visitors, especially those, again, it'd be surprising how much people come to the island when the airports are closed and the small boat harbor has no staff. We got a lot of interesting people trying to sneak onto Lāna`i. And the island's concern is who monitors or has...provides some kind of community support regarding these recreational people coming that we have no clue where they're staying and whether or not they've gone through required protocols to minimize any type of impacts, Mr. Baz. And again for us, we are realistic with medical facilities and medical personnel on Lāna`i. And for us, one case is too much. So, I just ask if that is something CARES money can take care of for us regarding support personnel?

MR. BAZ: I'd have to get back to you on that. I know there was some concern about the funding of screeners and how the capability we have, and I'm not sure if it was the CARES Act money that was restricted of that, or another funding source. But I'd have to get back to you with the final answer on that. We do . . . *(timer bell ringing)* . . . understand the community's concerns, you know, especially the rural communities that have the lack of healthcare facilities to ensure that we do our best to prevent COVID from entering the community. I know of incidents of a plane flying from Maui to Moloka`i in the middle of the night. That was identified. FAA went after them, and we ended up identifying it

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and dealing with it appropriately. But everybody that travels interisland whether it's by boat or by plane is required to follow the State DOT's guidelines interisland. You know, beyond the quarantine requirements that's existing now, there's still going to be requirements for screening and identification during travel. So, those will still have to be maintained. As far as who's doing that at what different times, we'll look into that.

COUNCILMEMBER HOKAMA: And, Chair, just one real last quick follow-up. Concern for our island too, yeah, Mr. Baz, has come up is that we've had a lot of our recent kupunas and long-time community members passing away. So, for us, the need to have family to participate in the celebration as well as the mourning of a lost one has hindered our community. And so, I've been now dealing with a lot of requests from families that are not even in the State that would want to come home for grandma's services or mom's services. So, I would hope that that is something Mayor would take into account to how we can assist our families that have to deal with these emotional times with a loss of a family member and how we deal with those personal requirements regarding these difficult times, Mr. Baz. So, I just ask for that consideration. Thank you.

MR. BAZ: Chair, unfortunately, the County has very little control over and input into what goes on with travel itself. That is a State function and that the Governor has maintained control over the direction of who gets to travel when. Any exemption requests would go to the State. They have a specific e-mail, covidexemption@hawaii.gov that, you know, you can request exemptions on. And I understand. You know we had a family member pass away during this time and it was really challenging to have ten people or less at a funeral even though...I mean everybody was on island. It was just really emotional. We understand. We also understand, and we've gotten requests from your community members that want to come to Maui to...to shop, right. And so, you know, and as you know a lot of the COVID positive cases have been residents who travelled and returned. So, we want to be aware of that situation as well.

COUNCILMEMBER HOKAMA: And one thing I did I shared with my...our community, yeah, Mr. Baz, is that also we need to take into account service providers, employees, and management and their concerns about how, you know, especially for those on Expeditions. We're concerned about their employees as well, for the service they provide Lāna`i. And we want to make sure that they feel comfortable providing their service to our residents at the same time. So, we appreciate whatever is possible. Thank you.

MR. BAZ: Okay, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Okay, and so just my last question is do you know about when we can anticipate the guidelines from the Governor to the Council?

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MR. BAZ: By the next EDB Committee, we'll definitely get it to you for posting for the next EDB Committee.

CHAIR RAWLINS-FERNANDEZ: Okay, great. Mahalo, Managing Director Baz. Okay, so if there are no objections, Members, I will defer EDB-85.

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: . . .*(inaudible)*. . . And mahalo, Managing Director Baz and Budget Director Yoshimura.

ACTION: DEFER pending further discussion.

CHAIR RAWLINS-FERNANDEZ: Okay, Members, we'll take a quick break. Will 11:10 be okay to reconvene? Okay, perfect. All right, it's 11:03 and we'll reconvene at 11:10. The Economic Development and Budget Committee is now in recess. . . .*(gavel)*. . .

RECESS: 11:03 a.m.
RECONVENE: 11:13 a.m.

ITEM 87: MAUI COUNTY GRANTS PROCEDURES (CC 20-297)

CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Will the Economic Development and Budget Committee please return to order. It is 11:13 on June 4th. And we are on the second agenda item, EDB-87 Maui County Grants Procedures. And the bill for this item is on Granicus. I hope everyone had an opportunity to review it. All right. So, the purpose of this bill is to help our organizations, help our community organizations remove some of the barriers to funding for those community organizations that we know that are serving the community, particularly right now with the shutdown, the pandemic. You know, our community members really did step up in helping individuals meet the basic needs for food, for shelter, for medical supplies as you heard in the testimony. And this was something that we discussed I think in February. Member Kama and Member Sugimura had requested, and Chair Lee, a way to streamline and remove some of the barriers such as the reimbursement process where it really becomes an economic justice issue of haves and have-nots, who have funding to be able to put forward to a program or a project to serve the community and who, you know, individuals and organizations that don't have funding are unable to move forward with some of the projects that would really benefit our community. And so, this bill proposes a creation of two categories, small grant of \$50,000 or less and which would streamline the application process,

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application and reporting process. And it would allow these grantees to receive the funding upfront. And for those grants that are \$50,000 or more, they would receive a portion of the funding, so 25 percent of the funding upfront and would continue to have the same application process and quarterly reporting process. So, we have with us Office of Economic Development Director Kay Fukumoto and Department of Housing and Human Concerns Director Lori Tshako who manage majority of our County grants. And so, I invited them both here to provide comments on the proposed bill. So, we'll start with Office of Economic Development.

VICE-CHAIR KING: Point of information, Chair.

CHAIR RAWLINS-FERNANDEZ: Sure. Committee Vice-Chair King?

VICE-CHAIR KING: Yeah, I apologize because I guess I was looking at the one that was...that said 20,000 or less. So, is there...there's a new version since then? So, I just refreshed, and I didn't see anything new so maybe I need to get on to Legistar. Maybe that's...

CHAIR RAWLINS-FERNANDEZ: Page 3.

VICE-CHAIR KING: Okay, so it's not the proposed bill that's dated 5/29?

CHAIR RAWLINS-FERNANDEZ: On Page 3. Yeah, it's the bill.

VICE-CHAIR KING: It is?

CHAIR RAWLINS-FERNANDEZ: Yeah.

VICE-CHAIR KING: Okay, 'cause...okay, 'cause I...you said \$50,000 or less and on this bill, this one where I'm looking...

CHAIR RAWLINS-FERNANDEZ: On Page 3. On Page 3.

COUNCILMEMBER PALTIN: It's in 25,000 in brackets and then 50,000 underlined, yeah.

VICE-CHAIR KING: But that's not the grant. That's the annual budget. Is that the right document I'm looking at? It says any nonprofit organization with an annual budget of 50,000 or less. But it doesn't say...but then on the Page 1, it says the grant is 20,000 or less.

COUNCILMEMBER PALTIN: Yeah, that's right. Or that's what I see.

VICE-CHAIR KING: Okay, so we're looking at the same one, but...

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CHAIR RAWLINS-FERNANDEZ: Okay, we'll take a quick recess. It's 11:18 and we'll recess at the call of the Chair. And I'll get you that. Yeah, okay.

VICE-CHAIR KING: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo. EDB is in recess. . . .(gavel). . .

RECESS: 11:18 a.m.
RECONVENE: 11:46 a.m.

CHAIR RAWLINS-FERNANDEZ: . . .(gavel). . . Will the Economic Development and Budget Committee please return to order. It's 11:46, and we are on item EDB-87, and we are still locating the correct bill. But for now we have another bill that conceptually has all the changes that I had described. The bill that's posted to Granicus is not the correct bill. And we have suggestions from the Members in moving forward. So, the reason that this is posted on tomorrow's Council agenda is because I was trying my best to get this bill passed before Fiscal Year '21 starts on July 1st. So, the important question that will need to be clarified from the County directors are...is if this bill is not passed before the Fiscal Year '21 begins, will this...will you be able to implement this policy if the Councilmembers support it, which conceptually they did in February, will the Economic...Office of Economic Development and Human Concerns grants be able to follow this and not have to wait another year? Director Fukumoto, do you have comments, please?

MS. FUKUMOTO: Yes. Thank you, Chair. Thank you, Councilmembers. Obviously, there's a big switch up in what is happening. One of my concerns about the bill that was on the agenda was that there were several things. We were talking about an ordinance change focusing on setting up what definition of a small grant was, which was...previously it was 20,000. It eliminated several grant application and reporting requirements, and as well as inserting language that would make small grants eligible for upfront disbursements, you know, up to 100,000. Obviously, the document that we just received, it is changed from that. One of my concerns initially with the first bill was the elimination of several application as well as reporting requirements. You know, our current application is already online in terms of, you know, our Fiscal Year 2021. So, I don't...our current application doesn't have anything that would, you know, report a difference now for a small grant, for instance. And we're having a grant workshop on June 17th online, you know, that we had planned. Implementing advancements, you know, a small advancement may be, you know, allowed. But my concern is really about the grant application process. You know, eliminating...some of the things I had concerns of was that there was one section where we were going to eliminate the reporting of reasonable personnel classification and compensation plans. This is the only section in the Code that

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talks about applications that addresses personnel costs and the ability to determine if compensation is reasonable. Now OED should provide assurances to taxpayers that a grant paid a reasonable compensation, but we'll need the information in order to determine whether that compensation was reasonable. You know, so as an example, if a grantee had a \$20,000 grant and all of that compensation was for personnel, without the ability for my, you know, me to gather information about what is the personnel cost, that would be hard for me to determine whether that, you know, was reasonable. The other reporting requirement was that, you know, eliminating, for efficiency sake and effectiveness, grants achieving intended objectives, you know, compared with other alternatives. Writing grants, my perspective as well as I think, you know, OED in general, writing a grant is similar to like writing a business plan. And, you know, a business plan sets out a plan with objectives and how to reach those objectives. And when the grantee --

CHAIR RAWLINS-FERNANDEZ: Director Fukumoto?

MS. FUKUMOTO: --is not given the opportunity to do that...

CHAIR RAWLINS-FERNANDEZ: Director Fukumoto? Director Fukumoto?

MS. FUKUMOTO: Okay.

CHAIR RAWLINS-FERNANDEZ: My question was, when would be the last date this Council would be able to pass a bill for OED to use it to implement the new policy?

MS. FUKUMOTO: I would have to say June 15th because we'd have to inform our grantees who are applying, if there's any type of change in the grant application process. Our first workshop is on June 17th. Grant applications are due July 1st.

CHAIR RAWLINS-FERNANDEZ: Okay. So, if there were no changes to the application itself, then what date would this need to be passed by?

MS. FUKUMOTO: So, if there were no changes in the application or the reporting requirement, so are we just talking about then just advances? Being able to do advances?

CHAIR RAWLINS-FERNANDEZ: Yes.

MS. FUKUMOTO: I would say before July 1st because we would start to already create grant contracts.

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CHAIR RAWLINS-FERNANDEZ: Okay. So, Member Sugimura, your recommendation on taking this to another committee discussion would basically mean that this upfront granting process would not be implemented for the next fiscal year starting July 1st. Okay, Member Sugimura?

COUNCILMEMBER SUGIMURA: Yeah, so you know, I think we want to get this right. I feel like we're trying to rush. And I agree, you know, that we have a obligation to the taxpayer to make sure that the proper steps, the reporting, and all of that is followed so that the right decision can be made. And I really believe in reporting.

CHAIR RAWLINS-FERNANDEZ: Right. So, Member Sugimura, what I mentioned to Director Fukumoto is that we wouldn't touch the reporting. So, it's only about the reimbursement policy. So, if...all we're trying to achieve in this bill is giving organizations funding upfront and not touching the application process nor the reporting process, and it would remain the same. So, if you support what it currently is, it would remain that way.

COUNCILMEMBER SUGIMURA: So, I look to hear what the Housing and Human Concerns would have to say also. You know, I think they kind of operate on that kind of system. So, and what the other Members are feeling at this point.

CHAIR RAWLINS-FERNANDEZ: Right.

COUNCILMEMBER SUGIMURA: Important discussion.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Member Sugimura. Yeah, mahalo, Member Sugimura. Okay, Committee Vice-Chair King?

VICE-CHAIR KING: Thank you, Chair. So, I'm...this question is for Ms. Fukumoto. So, if we pass this like say sometime in July, it could still go into effect as soon as we pass it, right? So, it could still apply to people getting grants after the 1st, couldn't it? After July 1st? I mean, you know, when we pass bills a lot of times we say effective either a future date or effective the day that it's passed. And then it seems like it should still apply to anybody who hasn't yet gotten a grant after...in the next fiscal year, that we could still do the advanced payments for them. It doesn't necessarily need to be done before July 1st to benefit the grantees that get granted after the 1st, does it?

MS. FUKUMOTO: Right. I think, you know, what happened during last Council sessions, I know when I was there and discussing advancements, you know, part of the concern was that if we had a set of rules that we should, you know, be consistent with those set of rules for the whole year, right, and not do it at a different point in time.

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VICE-CHAIR KING: Right, but we're trying to make it easier for people to get grants and to get the grant monies so we're not making it more cumbersome on people. So, I would think...so I would think that, you know, we're only trying to advantage the people that are trying to good things in our community.

MS. FUKUMOTO: Right.

VICE-CHAIR KING: So, I...you know, personally, I don't a problem with getting this passed, you know, however we have to pass it, and then having it apply the day it passes out of the second reading, and have it apply to anybody who's applied for a grant in the next fiscal year because, you know, the purpose of this is not to skirt around any reporting. The purpose of it is that to make it easier. 'Cause a lot of small organizations that don't have a dedicated grant person are having a really hard time with all the paperwork and getting through all that. And also, they don't have the money to put into some of these projects ahead of time. And so, they have to go find the money to buy things and then they could get reimbursed later. So, you know, that's my concerns. Is I love this bill because I think it's making easier for people. And we know, we all know who's doing the good work in our community, who's doing successful things. A lot of these are projects with track records. So, if we're just making it easier to get good things to happen, I would think that the date, you know, whatever date we pass it, that it could still apply to the following year.

MS. FUKUMOTO: I guess it would be, you know, knowing what potentially is the change that would be happening. So, if we're looking at...I don't know if it's 20,000 or 50,000 that we would hold up those grant contracts until this happens because if you're trying to give them an opportunity to do this, that would be the only thing. You know, I'd hate to process certain ones under a different set of scenarios, right, so.

VICE-CHAIR KING: . . .(*inaudible*). . .

CHAIR RAWLINS-FERNANDEZ: Well, right now, if all we're going to change is the advance...the policy to give grants upfront, then we have it on tomorrow's agenda. We can make that amendment to the bill itself, and then it can pass second reading at the next Council meeting and you will have it by July 1st. Mahalo, Committee Vice-Chair King. I see Chair Lee with her hand up. And I think Member Molina also had his hand up. Chair Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. I just want to point out or remind everybody that the social services landscape has changed as a result of COVID-19. Now, as we go through this pandemic, I think most of you realize that we don't have the resources that we need. And that's why so many of these...and it's not a lot. I'd say, you know, a dozen or so, groups have sprung up to meet the challenges of the homeless, the hungry, et cetera. And we need

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these people as part of the social network and safety net. So, you know, I would ask you to use that energy of critiquing and put it into how do we make this work, okay. Whether it's...and 'cause you guys do this on a regular basis, and we don't. So, I would suggest that what would you come up with in terms of... 'cause all she's asking...all the Councilmembers are asking for is a way to advance monies, yeah. They'll still be subject to reporting and everything else, receipts, et cetera. But it's just the advancement of monies because they are new starts, and they need the upfront funding. It's not like they have big bank accounts that they can advance and pay for all these upfront costs. So, I think, you know, if you folks give us the solutions, then we can just work it in today's, you know, draft and then take it from there. And we can work on it throughout the year to make it better. But I just hope that people start looking at the world has changed. We cannot operate the same way anymore. It's all different. So, let's embrace that change and go for it. And work, you know, everybody come up with solutions. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair Lee. And this was a request that the Councilmembers made back in February and no movement happened. And so, this is why I rushed to put this bill together, and I did attempt to work with OED and DHHC to get the language correct. But as Chair Lee mentioned, there wasn't much support for that. Okay, so I do see that Member Molina had his hand up, Member Hokama, and then Member Paltin. But here's the question that we need to answer today. Is this something that we want to do? And if we do, then I'll get that language ready for everyone to vote on tomorrow. And we're talking about the advancement of grants. So, upfront grants, \$50,000 or less would get 100 percent upfront. And that was the proposal. Is that something that people support? Can I see your hand if you support that, as a policy? Okay, and if that's --

UNIDENTIFIED SPEAKER: Chair?

CHAIR RAWLINS-FERNANDEZ: --not...so I see Member King, Member Sinenci. Okay, so and if that's not something that you support, what DHHC has is a 25 percent upfront and then the rest is a reimbursement. Is that something that you all support? If you do support it, put your hand up. So, this would be for the OED grants. Okay, so I see Member Sugimura, Member Kama, Member King, Member Paltin, and Chair Lee, and Member Sinenci. Okay, so that is something that we're going to focus on getting 3.36 amended. And then we can vote on that tomorrow. Member Molina, Member Hokama, then Member Paltin.

COUNCILMEMBER MOLINA: Yeah, thank you, Madam Chair. I think this is coming at me a little too fast right now 'cause, you know, we got that revised bill just 15, 20 minutes or so ago. So, I'd like to ask Corporation Counsel a question as

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it relates to the Sunshine Law, public noticing, and all that stuff. Can we act on this bill? So, I'd like to hear from Corporation Counsel.

CHAIR RAWLINS-FERNANDEZ: Member Molina, we are not acting on this bill today. I'm deferring this.

COUNCILMEMBER MOLINA: Oh, you are. Okay, all right, all right. Thank you. Okay, well, that answers my question. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. The plan is to discharge it from Committee and then waive Committee referral, and then pass it on first reading tomorrow. And it's not this bill. And it...you will receive a proposed amendment tomorrow so that Member...Director Fukumoto would have that on July 1st. We're only talking about a 25 percent upfront like DHHC does for OED. Member Hokama?

COUNCILMEMBER HOKAMA: Thank you, Chair. Yeah, I was...along Mr. Molina's original line since the item, you know, we didn't post any type of proposed legislation, and yet we're talking about revising a draft that we haven't noticed to our community about those revisions. So, I have a concern there. But for me, before I support anything, I'm just trying to understand, yeah, the way the language...I don't know which language we're going to look at. But who does Council want to be held accountable for these small grants? The grantee? The Administration, or the Council? Because I have a concern without hearing from the County Auditor or the Finance Director this option where Finance does the auditing for the grantee. Does that mean that now we take Finance to task if something goes wrong? And the grantee is not part of it because Finance did the audit for them. I...you know, I'm not too sure how it's going to work. And for me, Chair, the advancement, I can support, you know, the idea of moving advancement. I think the problem is for us that those that applying for the grants don't get all their damn paperwork in order so that the Department can make an evaluation and decision right away on whether or not it qualifies to be a grant. I think that is part of the biggest issue. I don't have a problem with the advancement if they can justify in their submittal that justifies the advance payment. Because until then, once you give 'em the money, where's the hammer for the County? Especially if they choose not to then respond to the Department on questions and performance. We have no leverage; they already got the money. So, then who does become accountable for that money? The Council, our Members like how we might want to look at economic development district funds? Or we hold Finance accountable? Or do we hold the origin department accountable, either Human Concerns or OED? So, you know, again, that is my areas of concern. We can answer that, I think then we can justify and explain why we're giving advances. But part of the advancement is it's got to be justified in the upfront application. And I appreciate if Ms. Fukumoto, Ms. Tsuhako and maybe Mr. Teruya would give us some

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comments. And again, I don't even know what is Finance's requirements currently of what audits they are performing for various nonprofits. So, if that can be responded, Chair, that would be appreciated. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. So, there's not going to be any proposals to amend the audit section. It's just going to be the 25 percent upfront. Okay, Member Paltin?

COUNCILMEMBER PALTIN: Thank you. I'm not super clear on what we're doing, but I agree with all the things that Chair Lee said. The issue for me is...and I would even go higher than 25 percent. I could go up to 50 percent or so. But a little bit the issue for me in having run a nonprofit and been the one writing grants and getting the reimbursements, I understand it's hard and a lot of times like for me as the Executive Director, it's a completely volunteer position in addition to my home life, and my work life, and like everything else going on. And so, you know, for me I needed that accountability. I would've lost receipts and whatnot too. But the thing that sticks out in my mind, and it might have been a special case scenario, is Wailuku Main Street Association, you know. Like we cannot discount that there are bad actors out there that won't tell us what they did with the money, won't give us back the money that they didn't use. And being the custodians of the taxpayer money, I want to front people the 50,000. I really do because it's needed, and not everybody is bad actors. But we gotta figure out a way to sort that out and hold the people accountable, how we're going to hold them accountable. And how we're going to decide, you know, is it a track record? You have a track record of completing all your grants and filling out the paperwork for so many years. And it's like, yeah, we can trust these guys. You know, it's the same person been doing it for three years. They always turn in their paper works, you know, or whatever. Or even if it's a startup agency and they're providing such a needed service and like that, so that's my predicament. Like I want to agree completely with all the things that Member Lee said, but I guess Wailuku Main Street Association just like flashing in the back of my mind. Sorry, and I don't mean to offend folks about Wailuku. Just, you know, when I was going after grants and I was looking at that nonprofit, and I was like, whoa, how do they do that? You know, sorry, sorry. That's all I got.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Member Paltin. So, what was posted to Granicus under 3.36.190, so not what I just sent. What was posted to Granicus is Disbursements. Recipients of small grants are eligible for upfront disbursements of up to 100 percent of grant funds, and any remaining funds must be paid through the agency's reimbursement process. Okay, so if everyone reviewed what was posted to Granicus, that will be the only section that we're talking about. And what we're talking about is recipients of grants of County funds under this chapter are eligible for upfront disbursement of up to 25 percent of the total grant fund, and the remaining grant fund must be paid

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through the agency's reimbursement process. And that's it. That is the only amendment to this section that we're talking about. Okay. Pro Temp Kama?

COUNCILMEMBER KAMA: Thank you, Chair. And I don't want to complicate anything, but I was...I'd like to be able to see that we have some kind of a self-sufficiency component in the grants that we issue out as we were talking this morning about the CARES funding. And is there an opportunity to be able to amend this grant to be able to include that component of self-sufficiency that the grantees would have to write in so that we're not always just issuing out food or issuing out this or that, but we're actually helping those people to be able to empower them to be able to move on and to be able to continue to move forward with their lives and not just be the takers on one end, but also at one point in time they could actually be the givers too. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Pro Temp Kama. Anyone that wants to propose that language is absolutely . . .*(inaudible)*. . . and I would be happy to support that. But that is not before us right now.

COUNCILMEMBER KAMA: Okay, okay.

CHAIR RAWLINS-FERNANDEZ: Yeah, so whoever wants --

COUNCILMEMBER KAMA: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: --anyone that wants to do that work is, of course, more than welcome to. And, but right now we have this.

COUNCILMEMBER KAMA: Okay. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Committee Vice-Chair King?

VICE-CHAIR KING: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Pro Temp Kama.

VICE-CHAIR KING: Thank you, Chair. I like that idea but I think it's a whole philosophical thing and we've already approved a lot of grants for the upcoming fiscal year that aren't based on that. So, it might entail having to redo all the grants that we've already approved in this upcoming budget. But what I wanted to say is that to me what we're...we're taking the original posting, and we're narrowing it down. We're amending it to just focus on the disbursement. And so, everything else is the same. And if...and I like the fact that we're not just limiting it to the small grants because some of the small organizations have large grants and so, we give them 25 percent upfront so that they could move ahead with it. But, you know, the accountability will come in after the

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25 percent is spent. They should not get any additional funds until they've reported on how they spent the first 25 percent. So, there is accountability. And, you know, they'll...the reimbursement...the other 75 percent, they're going to have to prove that they spent the first 25 percent well. So, I don't have a problem. I mean I think everything else is the same. Application process is the same. I think accountability is there. It's just like we're trying to move things along a little bit quicker. And it saves a lot of time and energy for these nonprofits too because they spend an inordinate amount of time trying to apply for these grants. So, I would be supportive of this moving forward tomorrow with...I mean it's a very narrow thing that we're doing. So, and it's within the scope of what's posted today. So, I don't think...I don't see a problem with, you know, addressing it tomorrow at the Council meeting. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Committee Vice-Chair King. Yeah, and it has been posted in accordance with Sunshine Law tomorrow. Member Sinenci, followed by Chair Lee.

COUNCILMEMBER SINENCI: Thank you, Chair. Yeah, I'm, you know, when we we're considering the current crisis that we're in, and some of these nonprofits, you know, they just kind of went out of the way to help a lot of our community members, our most vulnerable community members, even without money. So, I think...I'm just thinking how much more they could've done if they had some additional funding to help their mission statements. So, I'm supportive. I've spent a lot of time in committee going over budget amendments just for some grantors that...or grantees that couldn't come up with the money upfront. So, I'm supportive, Chair. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. And again, this work was in response to a discussion that we had in February where many of the Members asked for this amendment. And I did the work so that we could do this, to make what your wishes were come true. Chair Lee?

COUNCILMEMBER LEE: And thank you for your hard work, Madam Chair. As the former Director of Housing and Human Concerns for eight years, I'm fully aware of the grants process. And just because the budget becomes effective on July 1st, nobody gets their money on July 1st. Generally, they get it around October. Now, for them to carry their agency or their expenses through July, August, September, and all those months is absurd, just absurd. And yes, you know, Member Paltin mentioned bad actors. Yeah, I'm sure there are a few out there. But there are also bad actors vendors that don't come through, you know, complete their contracts and the deliverables. And all kinds of people who owe us whether it's housing, whether it's a road, whether it's this or that. So, you know, we deal with this risk all the time. So, what we're talking about is like a dozen or less, eight, you know, groups of people who need the funding. They don't have the experience of administering a budget, but they have the

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experience of delivering the service. And right now, that's gotta be a high priority for us. So, I fully support what you're doing, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair Lee. Okay. So, I'm sorry that there's a lot of confusion around the bills. But just to clarify one more time. It's just the 3.36.190. DHHC already does this form of upfront, a portion of it upfront. OED does not. And so, we're helping grantees that receive funding through OED to get that same, to make it consistent. So, if...there...for those that are concerned, there is a noncompliance section as both Chair Lee and Member King pointed out. If they're not, as far accountability, if they don't deliver on the 25 percent, then they would not receive any additional funding moving forward. And so, that accountability piece that we're talking about is considered here. So, I...it's 12:15. And there's two other items on the agenda. I'm trying to figure out what to do because they're both time-sensitive. One's a budget amendment for FY '20 that came down from Budget Director. And the other is EDB-86, which is the acquisition of Lot 6, and you heard about that in testimony that there's just a couple things that need to be cleaned up. It's not something that we're allocating funding for. It's just the 1.7 million that we already approved. It would just be helping to clean up the language on the resolution that we approved. So, it's 12:16. Before I defer this item, I guess I will just ask Members if this is something that I will get...I will work on, the 3.36.190 Disbursement, recipients of grants of County funds of \$50,000 or less are eligible for upfront disbursements of up to 25 percent of the total grant funds, and the remaining grant funds must be paid through the agency's reimbursement process. And that will be the only amendment that we will have before us at tomorrow's Council meeting for first reading. Committee Vice-Chair King?

VICE-CHAIR KING: Yeah, Chair, the one I was looking at doesn't specify \$50,000 or less. And I was actually...I actually prefer the one that doesn't because there are some grants that are larger than that but are small organizations where they would need. So, the one that I'm looking at that you just gave us just says, recipients of grants of County funds under this chapter are eligible for upfront disbursement of 25 percent or less. So, that's the one I'm supporting, I'm supportive of.

CHAIR RAWLINS-FERNANDEZ: Okay, so if that's something that you support, recipients of grants of County funds under this chapter are eligible for upfront disbursement of up to 25 percent of the total grant funds, and the remaining grant funds must be paid through the agency's reimbursement process, please show me your hand. And then I'll know if it's something that we'll be moving forward with tomorrow, or I'll just not waste my time. So, let's see. I see Committee Vice-Chair King, Member Paltin, Council Chair Lee, Member Sinenci. Okay, and so I guess, Member Kama, you don't support that proposal?

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COUNCILMEMBER KAMA: I do, I do, I do, I do.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. Then Member Kama.

COUNCILMEMBER KAMA: I do. Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay, all right. So, that is what will be before you tomorrow at the Council meeting. All right. Are there any objections to deferring this item?

VICE-CHAIR KING: No objections.

CHAIR RAWLINS-FERNANDEZ: Oh, I'm sorry. . . .*(inaudible)*. . .

VICE-CHAIR KING: Would you like...do you need a motion to defer?

UNIDENTIFIED SPEAKER: No.

VICE-CHAIR KING: Okay. No objections.

CHAIR RAWLINS-FERNANDEZ: Member Sugimura?

COUNCILMEMBER SUGIMURA: I just have a question before you defer it. So, are you...if the OED...just for a question for them, OED or Housing and Human Concerns. So, when you say up to 25 percent, is there a discretion for OED to, if they want to only disburse, I don't know, 10 percent or something. Can they disburse less than 25 percent, if you say, "up to?" Depending on the grant, depending on the circumstance.

CHAIR RAWLINS-FERNANDEZ: Yes. Okay. So, item EDB-87 has been deferred. Okay.

ACTION: DEFER pending further discussion.

CHAIR RAWLINS-FERNANDEZ: Okay, Members, it's 12:20, and I guess I need your help in figuring out how to move forward with these two time-sensitive items.

COUNCILMEMBER LEE: Let's go, let's go.

CHAIR RAWLINS-FERNANDEZ: Okay. So, I'm going to bring, first bring up EDB-86. Any objections?

COUNCILMEMBER PALTIN: No.

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**ITEM 86: ACQUISITION OF LOT 6, HA`IKŪ SUGAR EAST
SUBDIVISION (CC 20-270)**

CHAIR RAWLINS-FERNANDEZ: Okay, Mr. Hopper, are you on the line?

MR. HOPPER: Yes, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Okay, will you please provide opening comments on Item EDB-86, which is Lot 6, Ha`ikū Sugar East Subdivision?

MR. HOPPER: Yes, I can do that, Madam Chair. This resolution is being presented to you in order to--sorry, about that--in order to clarify...sorry, one moment--in order to clarify the property description provided within the resolution. To back up a bit, this resolution was originally passed by this Council authorizing the purchase of the property for the same amount. This resolution is intended to replace that resolution and clarify the property description that the...for both the property the County is purchasing, as well as the easement that the property is subject to. Now after the County of Maui...after this Council passed the resolution originally but before the County closed on the sale, the...there was a lawsuit filed against both the County of Maui as the buyer and the seller of the property. In that lawsuit there were a variety of allegations, and the complaint is attached for your reference in Granicus, but a couple of the allegations related to the...related to the...related to accusations that the resolution did not properly authorize the County to close on the purchase, specifically that it contained a flawed property description. So, to deal with that issue, this resolution is being presented to you to essentially clarify the property description and deal with the...that issue that was raised in the lawsuit. You also do have a GET item on this related to the lawsuit in general, but this is being presented to you because when we saw that in the lawsuit, this would be a way to deal with that issue and allow the County to better deal with the issue as it goes forward in the lawsuit. I can go into details about the resolution if you'd like. Iwalani Mountcastle Gasmen is here. She's the litigator assigned to the case. We...if you want to get into the details of the lawsuit and how this would relate to that we can, but I do think that would need to be executive session. We really can't talk about an open lawsuit in this session. So, I'm available, and Iwa is available for questions if you have them, but that was my general summary of this item. The scheduled closing date for this is June 30th. As I understand it there have been funds encumbered for this so that if, if July 1st comes that won't result in the funds lapsing, but that this is the scheduled closing date. To go back pass that we would need to ask the seller if they'd be willing to delay, and it's unclear if that would happen. So, that's my attempt at a brief summary of this matter.

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CHAIR RAWLINS-FERNANDEZ: Mahalo. That was very well done, Mr. Hopper. So, again, Members, the closing deadline is June 30th. So, if Members understand and support what this resolution is intending to do, then we would recommend passage out of Committee today, and it would be on the Council meeting at the next agenda on June 19th where it would just require one reading to pass so that it can meet the closing deadline by June 30th. Okay, Members, any questions for Mr. Hopper that can stay in open session and not go to executive session unless Members really have a burning question to go into executive session? I think Mr. Hopper was really clear about what needs to be done. Member Sugimura?

COUNCILMEMBER SUGIMURA: It's just a question. So, we have a lawsuit on this pending in another committee that we haven't seen yet? Is that what you said?

MR. HOPPER: Yes, there's a GET item involving this lawsuit. This resolution was sent sort of immediately after, or pretty quickly after, the lawsuit was filed to get this item because it related to a couple of the counts, and I think could be cleared up. This will not clear up the entire lawsuit, and so that issue is going to remain whether the County waits...whether the County gets this authorization, looks to extend the closing deadline and deal with the lawsuit more. Or has this resolution and decides to close before the 30th, the lawsuit is going to remain, and that's going to need to be something discussed in the GET Committee as well.

COUNCILMEMBER SUGIMURA: Thank you, Mr. Hopper.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Okay, Members, any other questions?

COUNCILMEMBER MOLINA: Chair, question.

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER MOLINA: Yeah, thank you, Chair. Mr. Hopper, so basically, well, let me just say, this matter certainly if we're going to talk litigation should've been in GET. But I guess this is a do-over because of the reso back in March, March 13, which we approved. And now in light of this lawsuit, so will the complaint regarding the easement prevent the County from executing the purchase of this land? And will this complaint potentially impact the County's ability to obtain clear title on Lot 6?

MR. HOPPER: That's definitely an executive session question that I would want to get into to answer that because you are talking about the impact of a lawsuit directly on the County's ability to purchase the property and what it would be purchasing.

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COUNCILMEMBER MOLINA: Okay. It's unfortunate we have such little time left 'cause there certainly was a lot of questions and discussion that I had had on this. So, Madam Chair, I have no more questions for Mr. Hopper. But we did ask Ms. de Naie as a resource, and as a courtesy to her I'd like to ask her a couple of questions since she's been waiting all this time, when you deem it appropriate. Thank you.

CHAIR RAWLINS-FERNANDEZ: Ms. de Naie? Do you hear us?

COUNCILMEMBER PALTIN: I think she wanted you to text --

CHAIR RAWLINS-FERNANDEZ: Yeah, she's on.

COUNCILMEMBER PALTIN: --when we're...okay.

CHAIR RAWLINS-FERNANDEZ: I see you've unmuted yourself, Ms. de Naie. And your camera should be on too now. Ms. de Naie? I'm not sure what's happening 'cause she's not muted.

MR. HOPPER: In the meantime, could I just address one thing about Member Molina's question?

CHAIR RAWLINS-FERNANDEZ: Go ahead.

MR. HOPPER: Okay, now there is a title report attached, and it's an updated title report, and it does list the lawsuit as an exclusion for the...in the title insurance. So, that's something that is there that's public record that the lawsuit has been recorded. And that, you know, one of the options for the County and sort of...one of the reasons giving this to you quickly is we wanted to see what the Council wanted to do. An option could potentially be to look at extending the closing date. I don't know if that's something that you would be...you would want to do. And then deal with the issues in the lawsuit. That's something that we were...I don't want to get too much into executive session items. But, in general, if this passes, it would authorize closing on the 30th, but we could look at extending it should we feel that we want to have a GET meeting on this and go into more detail on discussions of what's going on. And we would also offer--I know you hate to do this at full Council meetings--but if you want to get more detail at the full Council meeting on this item if we're going to discuss the lawsuit, we'd offer to do that too. But it's up to the Council, and we were in part looking for your guidance also and to make the Council aware that a lawsuit was filed and what the claims were. Now, I understand that GET normally has this. This reso got assigned to EDB which is...I think within the subject matter of the Committee, but it's up to the Council how they'd like to proceed on this. But, you know, right now, this is a

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resolution dealing with the issue raised in the lawsuit about the resolution not clearly giving authority to the County to purchase the property. And since that was something it looked like we could fix on our own end, though we don't necessarily agree that there is a flaw, but this would I think clear that up. And it's something that the County can address on its end relatively easily.

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER MOLINA: Yeah, no, I'm just awaiting for Ms. de Naie.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, I see...

MS. DE NAIE: Oh, yes.

COUNCILMEMBER MOLINA: She's ready.

CHAIR RAWLINS-FERNANDEZ: Okay. Ms. de Naie.

MS. DE NAIE: Okay, good. I'm sorry. It was the wrong microphone going on. Yes.

COUNCILMEMBER MOLINA: Okay, thank you, Madam Chair. Ms. de Naie?

MS. DE NAIE: Yes, I am available.

COUNCILMEMBER MOLINA: Okay, great. I have a couple quick questions for you. Can you provide us some thoughts for how the Lot 6 relates to access to East Kuiaha Stream and other historical sites? And how an exclusive easement may impact access from the public on that? As brief as you can be 'cause of our time constraints.

MS. DE NAIE: Okay. Well, in essence, Lot 6 has had an access for 100 years. That is exactly the same access that's being discussed in this lawsuit, Easement 1A. And this access has served historical houses that were on this parcel that are shown on maps from the 1870s and the 1920s. So, there's been one access to Parcel 6. And this access is now shared by the newly created Lot 2. There's no problem with that. That, you know, makes sense. That access has always gone through the land now known as Parcel 2. But the community would really benefit from having this parcel and this access because there are cultural sites that are recorded and unrecorded in the gulch that are best accessed from this easement road in Parcel 6 for their care. And there are family members who are associated with those sites, lineal descendants of the area who have expressed an interest of continuing their care of these sites. They have cared for these sites over the years. They have used this access roads. One of them tried to submit some testimony but, Charla Konohia, but it didn't quite get through. But that's basically her testimony that her family has access through this

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parcel and access cultural sites along the East Kuiaha gulch which borders the parcel on the Pā`ia side. And...

COUNCILMEMBER MOLINA: Okay, Lucienne. Yeah, I think that's a great response.

MS. DE NAIE: . . . *(inaudible)* . . .

COUNCILMEMBER MOLINA: Next to the last question, the plaintiff claim that they are the only private users of Easement 1A, and the complaint also states that the easement offers no use to the County and is expensive to maintain. Now, I know you're part of the group that's been helping to take care of that area. Can you respond to that, what the complainant is stating?

MS. DE NAIE: Well, in the agreement that's filed with the Bureau of Conveyances, in return for having that easement, the owners of Lot 2 agree to bear the entire cost of maintaining it. And it's defined as a non-exclusive easement. So, I'm not an attorney but my guess is, it serves Lot 6 and Lot 2. And Lot 2 pays the cost for maintaining it. But, you know, our attorneys can look into that. Certainly, if there was a shared need to maintain it, I think that there would be, you know, an interest to include it in the plan. It has a locked gate right now which isn't a bad thing. And, you know, because it does keep rubbish and stuff from getting in there. And it would be good to keep that locked gate, really. And just...cultural users and people who, you know, want to responsibly hike and so forth and so on should be able to access the property responsibly.

COUNCILMEMBER MOLINA: Okay, thank you very much, Lucienne. I had more questions, but again we're under some time constraints. So, I'll yield the floor. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Okay, so I just got...so I heard what Mr. Hopper had suggested about extending the deadline past June 30th. And my initial concern was about the \$1.7 million that we had approved in Open Space Fund. Budget Director Yoshimura informed me that the funds were encumbered as of June 1st so the funding would not be an issue. Mr. Hopper, would we be able to amend the current reso to extend the deadline to what you're suggesting?

MR. HOPPER: I don't think it's necessary to do anything with the resolution on that 'cause I don't think the reso specifies a closing date. The closing date is based on the purchase and sale agreement that we would reach. And if there's an issue with the lawsuit pending, we could potentially look at that as an issue. It's just something we would potentially want to consider. If this resolution passes, it would be an option to look at, and I think we would do that, you know, we would work in conjunction with you through the GET Committee on those issues. Now, again whether the County closes June 30th or delays that,

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the lawsuit is still going to be an issue. And so, the GET Committee will need to deal with that whether it's while the County owns it or before the County owns it. And so, again, I can give more details on our...on litigation strategy in executive session, maybe not at this meeting but maybe at another meeting. Or I would offer...I could offer to meet individually with Members if they've got concerns or want back...you know, some detail on that, not collectively of course, but individually one-on-one if Members had questions on that issue. But because it's a pending lawsuit I don't want to in open session talk about our litigation strategy. And again, Iwalani is on the call, and she's the litigator assigned to the case and may have additional thoughts. But I just don't want to share very much on that. I think everything I've shared so far is in the complaint. Essentially part of the complaint deals with this resolution issue. Another part of it deals with their essentially request to have Easement 1A declared an exclusive easement in their favor. So, you can read the complaint and see that in there. But that's essentially what it's about.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Hopper. Okay. So, Members...Member Molina, I think you're the only one that had concerns about this. Is this...do you still have concerns...

COUNCILMEMBER MOLINA: Madam Chair, I'm okay, comfortable with taking action today if it's your choice, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Paltin, you have a question?

COUNCILMEMBER PALTIN: Oh, I just was saying I'd like to take action, and we can settle it out after the purchase.

CHAIR RAWLINS-FERNANDEZ: Okay, great. So, the Chair will entertain a motion to adopt --

VICE-CHAIR KING: So moved.

CHAIR RAWLINS-FERNANDEZ: --the proposed resolution entitled, Authorizing the Acquisition of Approximately 48.774 Acres Identified as Tax Map Key No. (2) 2-7-007:005, Situated at Hamakualoa, Makawao, Maui, Hawai'i, Being More Particularly Described as Lot 6, Ha`ikū Sugar East Subdivision, for an Amount Not to Exceed \$1.7 million; incorporating non-substantive revisions to be requested from the Budget Director; and filing of County Communication 20-270. Moved by Committee Vice-Chair King.

COUNCILMEMBER MOLINA: Second.

CHAIR RAWLINS-FERNANDEZ: Seconded by Member Molina. All those in favor of the motion, please raise your hand and say "aye."

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VICE-CHAIR KING: Aye.

CHAIR RAWLINS-FERNANDEZ: Any opposed? Motion passes unanimously, eight “ayes,” one excused, Member Hokama.

VOTE: **AYES:** **Chair Rawlins-Fernandez, Vice-Chair King,
and Councilmembers Kama, Lee, Molina,
Paltin, Sinenci, and Sugimura.**

NOES: **None.**

ABSTAIN: **None.**

ABSENT: **None.**

EXC.: **Councilmember Hokama.**

MOTION CARRIED.

ACTION: Recommending **ADOPTION** of resolution; and **FILING**
of communication by C.R.

CHAIR RAWLINS-FERNANDEZ: Okay, mahalo, Mr. Hopper.

MR. HOPPER: Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: . . .*(inaudible)*. . . Mahalo.

**ITEM 45(13): AMENDMENTS TO APPENDIX A, GRANTS AND
RESTRICTED USE REVENUES – SCHEDULE OF
GRANTS AND RESTRICTED USE REVENUES BY
DEPARTMENTS AND PROGRAMS FOR FISCAL YEAR
2020 (DEPARTMENT OF POLICE (MAUI POLICE
FOUNDATION)) (CC 19-281)**

CHAIR RAWLINS-FERNANDEZ: The last item that we have on today’s agenda is EDB-45(13) and this was the Amendments to Appendix A, Grants and Restricted Use Revenues - Schedule of Grants and Restricted Use Revenues by Departments and Programs for Fiscal Year 2020. We have Budget Director Yoshimura here, and then we can kind of explain what our options are with this item. Budget Director Yoshimura?

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MS. YOSHIMURA: Chair, thank you. So, the Police Department is receiving the grant from the Maui Police Foundation of \$51,000. Six thousand dollars will be for drones, and \$45,000 for a vehicle for the COPS program. So, the request was to add \$51,000 to Appendix A for the Police Department. Being that we are at the end of the fiscal year, I had requested that the grant be either placed in the Fiscal Year '21 Budget at tomorrow's Council meeting as a floor amendment. If that's not a possibility, then on July 1st I will be submitting a budget amendment to add the grant in. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Budget Director Yoshimura. So, because tomorrow's Budget bill will be on second and final reading, and generally we don't amend bills on second and final reading, the thought is to then just do what Budget Director Yoshimura had explained. And we'll...I guess we would file this item and wait for a new budget amendment proposal, or bill from Budget Director on July 1st, and we would recognize that grant funding for the Police Department in FY '21. Are there any objections to taking that action?

COUNCILMEMBER KAMA: No objections.

COUNCILMEMBER MOLINA: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay, great. Okay, so, I...the Chair will entertain a motion of filing of the correspondence.

VICE-CHAIR KING: Move to file.

COUNCILMEMBER KAMA: Move to file. Second.

CHAIR RAWLINS-FERNANDEZ: Okay. Moved by Committee Vice-Chair King, seconded by Member Kama. Any discussion? Okay, seeing none, I'll call for the question. All those in favor, please raise your hand and say "aye."

VICE-CHAIR KING: Aye.

COUNCILMEMBER MOLINA: Aye.

COUNCILMEMBER LEE: Aye.

CHAIR RAWLINS-FERNANDEZ: Okay, motion passes unanimously, eight "ayes," one excused, Member Hokama.

ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES
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VOTE:

AYES: Chair Rawlins-Fernandez, Vice-Chair King, and Councilmembers Kama, Lee, Molina, Paltin, Sinenci, and Sugimura.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: Councilmember Hokama.

MOTION CARRIED.

ACTION: Recommending **FILING** of bill by C.R.

CHAIR RAWLINS-FERNANDEZ: Okay, so we're at the end of the agenda, Members. Mahalo nui for your perseverance. And my apologies again for the mix-up with the bill. Do I have...are there any questions before I adjourn the meeting?

VICE-CHAIR KING: No, but good job.

CHAIR RAWLINS-FERNANDEZ: We're still alive. Okay. Okay, mahalo, Members, again. And I will see most of you at today's Healthy Families and Communities meeting at 1:30. Enjoy your lunch, everyone. Mahalo again for everyone's help today. It is 12:40 on June 4th and the Economic Development and Budget Committee is now adjourned. . . .(gavel). . .

ADJOURN: 12:40 p.m.

APPROVED:



KEANI N.W. RAWLINS-FERNANDEZ, Chair
Economic Development and Budget Committee

edb:min:200604:rlk

Transcribed by: Reinetta L. Kutz

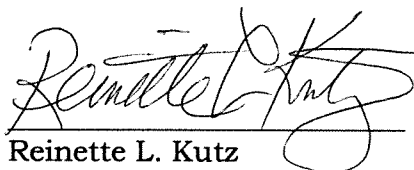
**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES
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CERTIFICATE

I, Reinette L. Kutz, hereby certify that the foregoing represents to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED this 23rd day of June 2020, in Makawao, Hawai'i.


Reinette L. Kutz