

MINUTES

of the

REGULAR MEETING

and

PUBLIC HEARING

COUNCIL OF THE COUNTY OF MAUI

May 26, 2020

THE REGULAR MEETING OF THE COUNCIL OF THE COUNTY OF MAUI, STATE OF HAWAII, AND THE PUBLIC HEARING FOR THE PURPOSE OF RECEIVING TESTIMONY ON THE PROPOSED OPERATING BUDGET AND CAPITAL IMPROVEMENTS PROGRAM FOR THE FISCAL YEAR JULY 1, 2020 TO JUNE 30, 2021, WERE HELD ONLINE ONLY VIA BLUEJEANS, ON FRIDAY, MAY 26, 2020, BEGINNING AT 9:06 A.M., WITH CHAIR ALICE L. LEE PRESIDING.

COUNCIL CHAIR ALICE L. LEE: Alright. Will the Maui County Council regular meeting and public meeting, public hearing for May 26 please come to order? Members, the Chair is calling to order both the regular meeting of May 26, 2020, and the public hearing of May 26.

Mr. Clerk, please proceed with roll call.

ROLL CALL

PRESENT: COUNCILMEMBERS G. RIKI HOKAMA, NATALIE A. KAMA, MICHAEL J. MOLINA, TAMARA A.M. PALTIN, SHANE M. SINENCI, YUKI LEI K. SUGIMURA, VICE-CHAIR KEANI N.W. RAWLINS-FERNANDEZ AND CHAIR ALICE L. LEE.

EXCUSED: COUNCILMEMBER KELLY T. KING.

CHAIR LEE: Who will be greeting you in the Apache language and that is da'anzho da'anzho. Okay, so if you, oh, and Apache, you know, you may have heard of the Apache Indians

and the most of the famous of them all is Cochise. So, good morning, my friends and colleagues.

Mr. Clerk, we have two Members excused; Member Hokama and--

MAYOR MICHAEL VICTORINO: Thank you everyone. You on mute now or what?

CHAIR LEE: Okay, did you have visitors?

MANAGING DIRECTOR SANDY BAZ: E kala mai.

CHAIR LEE: Okay. Alright. So, joining us later will be Member King and Member Hokama. So, there are right now seven Members present, two Members excused.

COUNCILMEMBER HOKAMA: I'm here, Chair.

CHAIR LEE: Oh, good morning, Mr. Hokama. He is here.

COUNCILMEMBER HOKAMA: Good morning. Good morning.

CHAIR LEE: Okay. Good morning. And then so we have one more to join us later, and that is Member Kelly King. A quorum is present to conduct the business of the Council.

And opening remarks will be provided by Councilmember Yuki Lei Sugimura. Ms. Sugimura.

OPENING REMARKS

The opening remarks were offered by Councilmember Yuki Lei Sugimura.

CHAIR LEE: Oh, that was very beautiful. Thank you, Member Sugimura.

Now I invite all of you to stand or sit for the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE

The Members of the Council rose and recited the Pledge of Allegiance.

CHAIR LEE: Thank you, Members. Before we proceed with today's agenda, may I please request that everyone silence their cellphones and other noisemaking devices. Decorum shall be maintained at all times.

Mr. Molina, you look like you were going to say something. No?

COUNCILMEMBER MOLINA: No. I'm good.

CHAIR LEE: Okay. Alright. Now, we're ready for our oral testimony. And we have with us the Mayor. He is going to share with us some information this morning, so we would like to invite Mayor Michael Victorino. Morning, Mayor.

MAYOR VICTORINO: Good morning, Madam Chair. To all the Councilmembers, aloha from beautiful Kihei. I'm at the Kihei Police Station for a teleconference with the National Guard and the Police Department. We have a, we have regular meetings every Monday, Wednesday, Friday for OPS, and as well as updates in what's occurring.

I would like to first just say, you know, we had a very good weekend, except for the one fatality yesterday. Saddened to say that my condolences goes out to the family. And we had hoped for a fatality-free weekend, unfortunately we came up a little short.

But I will say that most of Maui County and our residents have complied with the policies and, and the reopening has gone fairly smooth. We've had no major challenges in this respect, not like what they had in Oahu at Kaena Point and other places with big parties and flotillas. We've been blessed. There have been some knuckleheads out there, and I'll repeat that every time I see them. I remind them that this, what they do to hurt themselves hurts us, the people of Maui County.

Today, Sandy Baz will be presenting the overview of the CARES Act and the 60, the 60, \$66 million plus dollars that we'll be getting through the State. I want all of you to know we've been working on a plan that I will invite all of you to partake in. I'm going to ask all the Councilmembers, through you, Madam Chair, if they have specific ideas and areas that they like to see some money spent. Please put it in writing and send it and forward it to my Office, cause we'd like to endeavor and consult with all of you in what we would like done. I know today's not the time and I'm not going to be--

If you don't mind, I have to get into the meeting, so I'm not going to entertain questions. However, I will say that your questions that have been posed to us, along with the idea that childcare, rent subsidies, business assistance, our elderly care, our homeless, every facet of our community is on my mind at this, this juncture. Recovery will be long and, and painstaking. But we, together, can make it happen.

I want to say thank you to you, the Councilmembers, for your patience and also your commitment with the monies. The monies have been well spent and he will show you. In fact, I think they mentioned that to you folks on Thursday's meeting or Friday's meeting. I, you know, I get kind of lost, I'm sorry, Madam Chair. The days go from one to the other to the other. However, I'm very pleased with our team and working well with you folks and other agencies, both Federal, State, as well as nonprofit and business community that we are now set on a course to reopen Maui County.

And it be, it'll have a number of phases. I think the last phase is starting June 1, which will be our restaurants and other, estheticians, and other businesses such as personal gyms, fitness, cross fitness centers, things of that nature will be the last group to open up.

We will not still open up any of our community centers, because they're gathering places. And until we get better guidance from the CDC and others, and you can see the results that have been occurring in other States as they reopen and the lack of social distancing and wearing of mask and other preventive measures that are not being abided by, we're seeing spikes and outbreaks in other States and we want to prevent Maui County and the rest of the State of Hawaii from getting into that.

The day before yesterday, we had zero cases throughout the State of Hawaii. And I'm proud to say Maui has leveled off and you and all of the people of Maui County have made it possible. So, I would like to ask you to please look at what we are offering, all the various areas, whether it's mental health, physical health, it doesn't make a difference.

We need to revitalize our economy. We are going to look for diversification. You'll see some areas where we're talking about with technology, agriculture, and other areas based on culture and best practices. We are ready to reopen Maui County, but we're going to do it slowly with caution and with the help and well-being of our community as its priority. Cause the economy is the priority as far as health, but you need to the health part to prevent.

And I'll close with this. Interisland travel is being discussed amongst the Mayors and the Governor. And we hope to have something in the next few days, maybe before the end of this week, some definitive timelines when we are looking to open kama`aina's. Our Kama`aina First and other programs we put together will help our local economy, but we need to have some inter, interaction between the islands and we want to make sure we do it right. So, the necessary protective measures and protocols are being worked on right now. We have a lot in place, but we want to up it to the point where we feel very confident in what we do.

So, Madam Chair, I thank you for this time. And to all the Councilmembers, thank you very much for everything you've done. Mahalo, mahalo, mahalo. And I am truly honored to have been your Mayor here in Maui County. And I have a terrific Council. Yes, we don't always agree on everything. Hey, I'll be the first to admit that. But like any family, you never agree on everything, but you come together in times of need. Mahalo.

I think, Madam Chair, you're on mute yet.

CHAIR LEE: Thank you. Thank you.

MAYOR VICTORINO: Okay. There you go.

CHAIR LEE: Okay. I just want to say, on behalf of the Council, that we appreciate your efforts as well and that of all of the Administration. So, we look forward to having a nice discussion with you in the near future where we can go over details and more information.

MAYOR VICTORINO: Alright. Mahalo.

CHAIR LEE: But in the meantime, thank you for stopping by. Thank you.

MAYOR VICTORINO: Alright. Aloha to everyone.

CHAIR LEE: Now proceeding with written and oral testimony. Mr. Clerk.

DEPUTY COUNTY CLERK: Madam Chair, members of the public may testify by connecting to the Council's online meeting by phone or video conference through the information posted on today's agenda.

Individuals connected to the Council's online meeting will be called on to testify. If you do not intend to testify, you can watch the meeting on Akaku Channel 53 or on mauicounty.us. Individuals connected by phone are currently on mute and will be unmuted when it is their time to testify. Individuals connected by video conference should keep both their video and microphones muted and should unmute them when it is their time to testify.

Testimony is limited to the items listed on today's agendas. Individuals may testify for three minutes per item. When testifying, please state your name and the name of any organization you represent, as well as the items on which you will be testifying. Please also identify to the Council if you are a paid lobbyist.

Madam Chair, the first person signed up to testify is Liz Fujii. To be followed by Frank Lauterbur.

PRESENTATION OF WRITTEN OR ORAL TESTIMONY

MS. LIZ FUJII, MOLOKAI CHILD ABUSE PREVENTION PATHWAYS (testifying on Committee Report No. 20-50):

Aloha, Chair Lee. Aloha, Members of the Council. I'm here to testify on behalf of Molokai Child Abuse Prevention Pathways, or MCAPP, where I'm the Executive Director. I'm testifying about the Budget, which I believe is CR 20-50.

First of all, just thank you so much for everything you've been doing to keep the Council open to the public, to engage in emergency response, and to move forward with the Budget. I was expecting cuts, honestly, given the reduction in revenue. And so, I want to thank you for the effort you've put forth to be very precise in reviewing the Budget and the needs for the County. It's a relief to be able to go into this time of increased need without a slashed budget. So, I just want to thank you so much for all the efforts.

As I think many of you know, MCAPP works to keep children safe and promote family well-being by preventing sexual abuse against children and building healthy relationships. The national statistic is that one in four girls, and one in five or six boys will experience sexual abuse in childhood. From mental health professionals, as well as survivors here in Molokai, our numbers are much, much higher. And it was back in 2012 that kupuna came forward and broke their silence and asked to please have this work happen here.

Now, Molokai is the only place in Hawaii that's doing sexual violence prevention at scale. And I'm happy to say while we had to of course cancel our big public event in April, other than that, we've really overperformed on our existing contract with the Department of Housing and Human Concerns. In classrooms from preschool to 12th grade, teaching sexual violence prevention; mentoring middle and high school students; working with girls' sports teams, bringing a nationally renowned program Athletes as Leaders to Molokai, we're the first in the State to do this. And we had a big rally at the high school, where cultural practitioners came in and we connected consent in relationships and cultural practice.

The needs are only going to be going up during these very challenging times. And so, with backbone support from the County, we know that we're going to be here. We're here now, we're going to be here in the future. And of course I'm getting diverse

funding, we're not overly reliant on you, but you really are providing the backbone support and we're very grateful for that.

Concrete support in times of need is shown to prevent child abuse. And so, we're spending 50 percent of our time helping out in any way. Just to give you an example, this week it's . . . kalo all day yesterday; helping with food bank distribution today; getting donations of bath products from hotels for kupuna for hygiene, you know, which supports dignity, to accompany all the food supports; thousands period products, a thousand baby diapers for young families in need. And yet, this very specific sexual violence prevention work is also so important. And we know that many children are at an unbearable situation right now.

So, I just want to thank you so much. This is going to help us continue the work that we always do, as well as engage in all this learning and digital transformation that we're all doing right now. And along with my thanks, I'll just leave with recommendation to consider. Should we go in and out of social distancing, I would ask to consider that if there are more stay-at-home orders, to make it clear that no one is expected or required to stay at home with an abuser, because this kind of essential order which we've been following and is so important, is something that abusers have been taking advantage of.

So, I leave you with that. I, I really thank you for the time, and for your efforts. I'm proud to live here and to have you as leaders. Thank you.

CHAIR LEE: Wow, what a positive testimony and expression of gratitude. We really appreciate that. We don't always hear that. Members, do you have questions? If not, thank you very much and good luck with your organization. Thank you.

Mr. Clerk.

DEPUTY COUNTY CLERK: Madam Chair, the next person we have signed up to testify is Frank Lauterbur. To be followed by Tom Blackburn-Rodriguez.

CHAIR LEE: Can everybody mute your, their? Okay. The feedback stopped? Can the testifier proceed please? Everybody mute your microphone please, except the testifier of course.

MR. FRANK LAUTERBUR: Hi. I don't have any testimony. I'm just watching . . .

CHAIR LEE: Mr. Clerk, what's the reason for that? Oh, alright. Thank you for joining us. The person is saying that he's not there to testify.

Next person.

DEPUTY COUNTY CLERK: Madam Chair, the next person to testify is Tom Blackburn-Rodriguez. To be followed by Anne-Marie Forsythe.

MR. TOM BLACKBURN-RODRIGUEZ, GO MAUI INC. (testifying on County Communication No. 20-290 and Committee Report No. 20-50):

Hello. Am I on?

CHAIR LEE: Yes, you are. Hello, Tom.

MR. BLACKBURN-RODRIGUEZ: Okay. Thank you very much, Chair Lee. My name is Tom Blackburn-Rodriguez and I live in beautiful Kihei. And this morning I'm testifying representing Go Maui Inc., where I am their consultant. The mission of Go Maui is to empower local residents to obtain housing, educational opportunities, and employment in a healthy environment and a vibrant economy while respecting our diverse cultures. For more information and to view our most recent annual report, please go to gomaiiinc.org.

I am testifying on two items, Council Communication 20-290, from Councilmember Sugimura; and Committee Report 20-50, from the Economic Development and Budget Committee.

With reference to Committee Report 20-50, Go Maui supports the tremendous innovative work of the Economic Development and Budget Committee, the leadership of Chair Rawlins-Fernandez, and the constant aloha shown to each other by the Members of the Committee. We support the appropriations for affordable housing in the budget and the percentages set aside for the Affordable Housing Fund. We applaud your swift action to establish the H.E.L.P Program and your willingness to increase its funding. There is still so much pain and unmet need in our community, and it is not shrinking, it is growing.

Finally, your budget demonstrates a recognition that we are only at the beginning of the Coronavirus pandemic, and that funds need to be set aside for what will surely be an increase in COVID-19 deaths; we're approaching 100,000 today. An economic disruption in the next many months. Thank you for that clear-eyed view of a potential feature we may be facing together and planning for it now.

With regards to County Communication 20-290, Go Maui wholeheartedly supports this communication and joins in expressing our deep appreciation to the healthcare workers, doctors, nurses, emergency medical technicians, our police and firefighters,

the grocery workers, the janitors, and all those who get up each morning and go to work on our behalf that we may be safe.

Finally, in his novel "A Tale of Two Cities", Charles Dickens wrote, "it was the best of times, it was the worst of times". Go Maui believes your work has taken the worst of times and turn it to becoming the best of times. Mahalo and God bless you.

CHAIR LEE: Thank you, Tom. Are there any questions? If not, appreciate your testimony.

MR. BLACKBURN-RODRIGUEZ: Mahalo.

CHAIR LEE: Mr. Clerk.

DEPUTY COUNTY CLERK: Madam Chair, the next person we have signed up to testify is Anne-Marie Forsythe. To be followed by the individual connected under the name Maui Faith. Maui Faith is the last person we have signed up to testify.

CHAIR LEE: Ms. Forsythe.

MS. ANNE-MARIE FORSYTHE, HUI NO`EAU VISUAL ARTS CENTER (testifying on Committee Report No. 20-50):

Aloha and mahalo, Madam Chair and Councilmembers. My name is Anne-Marie Forsythe and I am the Executive Director of Hui No`eau Visual Arts Center. I just wanted to take a quick moment to thank you all for your thoughtful hard work for all that you do for our Maui County. I am testifying on two items.

Hui No`eau Youth Family Outreach Program, where we serve 1,300 youth annually and we partner with Title I schools, organizations and schools without adequate arts funding; including low-income, at-risk students with special needs as well. We know that not all students learn in the same way. And through the arts, we feel that we can touch the whole child, and we can adequately engage with them and build confidence and learning skills through the arts.

Our other item that we're testifying for is the Art with Aloha Program that supports local cultural practitioners and the pepper, prep, perpetuating of the Hawaiian arts and culture.

We at the Hui wanted to just thank you all from the bottom of our hearts for your support of Hui No`eau and all the programs that we provide to the Maui community. We really appreciate all that you do. And, you know, if and when we get into a better situation,

if ever you'd like to take a tour of the Hui or like to visit our programs, whether they be in the schools or at Hui No'eau, please reach out. We would love to see you. And thank you again for all that you do for us. Mahalo.

CHAIR LEE: Thank you, Ms. Forsythe. Are there any questions? If not, aloha.

MS. FORSYTHE: Aloha.

CHAIR LEE: Mr. Clerk.

DEPUTY COUNTY CLERK: Madam Chair, the last person we have signed up to testify is Maui Faith.

MS. FAITH CHASE (testifying on County Communication No. 20-294 and Committee Report No. 20-50):

Aloha, Chair. Aloha, Council. I just wanted to, can you hear me okay?

CHAIR LEE: Yes, we can.

MS. CHASE: I just wanted to remind, I see the things on this agenda relating to the COVID funding, and that was a really interesting and thorough conversation with the Councilmembers when the homeless alliance made their presentation the other day. It was really healthy. I liked, I liked everyone's commitment to work on solutions.

But as this COVID funding comes down the line, I just wanted to remind one more time that 75, this is coming from Maude at Family Life Center, 75 to 90 percent of those that have been asking for assistance are self-employed. As she has to turn away a lot of those people because of the restrictions; partially due to perhaps that coordinated entry system. But I just wanted to see if, just remind if there's any way to, you know, be creative with those measures and to alleviate the red tape with that sector, that would be really important. So, to the departments who are, who these COVID funding's are related to, I might be speaking to.

In addition, I guess, in listening to the Mayor this morning, I just wanted to ask, you know, if the malls and the salons can be open, perhaps the gates at Kanaha can be open. I don't, I still don't understand this, the reasoning behind that. I know I'm sounding like a broken record. But quite frankly the reasoning to keep those gates closed at this point is it's almost be, it's, it's feeling deliberate. I don't understand why other gates can be open and this population who has been down there with one hose

and one porta potty still don't have access, have to walk almost, you know, a mile down to the gates. That's all I have to say. Thank you.

CHAIR LEE: Thank you. Are there any questions? If not, do we have any more people signed up to testify, Mr. Clerk?

DEPUTY COUNTY CLERK: Chair, we do not have any other testifiers noted. If an individual connected to the meeting has not testified, but would like to do so, please unmute yourself and identify yourself now. You can also let us know via the meeting chat. This is our last call for testifiers. Please indicate if you would like to testify now.

CHAIR LEE: Alright.

DEPUTY COUNTY CLERK: Madam Chair, there are no testifiers.

CHAIR LEE: Members, is there, or are there any objections to receiving written testimony into the record, and to closing public testimony?

MEMBERS VOICED NO OBJECTION.

THERE BEING NO OBJECTION, WRITTEN TESTIMONY
RECEIVED FROM THE FOLLOWING WERE MADE A PART OF
THE RECORD OF THIS MEETING:

1. Lynn Britton, Ma`alaea Village Association;
2. Brandon Jones;
3. Ehulani Kane;
4. Paula T. Morelli, Consuelo Zobel Alger Foundation;
5. Bill Sides;
6. Pamela Tumpap, Maui Chamber of Commerce; and
7. Bahar Yaghoubi.

CHAIR LEE: So, ordered. No objections. Written testimony receiving into the record. Yes, okay. Testimony is now closed.

Members, if there are no objections, the Chair will adjourn the public hearing. Then we'll proceed with the rest of the regular meeting's agenda. Any objections?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Thank you. So, ordered.

ADJOURNMENT

The public hearing of May 26, 2020 was adjourned by the Chair at 9:32 a.m.

CHAIR LEE: Mr. Clerk. Minutes.

DEPUTY COUNTY CLERK: Yes. Madam Chair, proceeding with minutes.

MINUTES

The minutes of the Council of the County of Maui's regular meeting of March 13, 2020, and emergency meeting of March 20, 2020, were presented at this time.

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO APPROVE THE MINUTES AS READ BY OUR
COUNTY, OUR DEPUTY CLERK.

COUNCILMEMBER KAMA:

SECOND.

COUNCILMEMBER SUGIMURA: Second.

CHAIR LEE: It's been moved by Vice-Chair Keani Rawlins-Fernandez, seconded by Pro Tem Kama, to approve the minutes of March 13 and March 20.

Are there any questions or any discussion? If not, okay, if not, all those in favor of accepting the minutes, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries unanimous; eight "ayes", one "excused". Ms. King will be joining us, she's at a meeting right now and will be joining us in about half an hour. Okay.

DEPUTY COUNTY CLERK: Madam Chair, proceeding with county communications.

COUNTY COMMUNICATIONS

NO. 20-276 - SCOTT K. TERUYA, DIRECTOR OF FINANCE,
(dated May 8, 2020)

Transmitting 56 contracts/grants for April 2020.

CHAIR KING: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. If there are no objections, may I request the Deputy Clerk also call up County Communications 20-277 through 20-280?

CHAIR LEE: Mr. Clerk.

NO. 20-277 - SCOTT K. TERUYA, DIRECTOR OF FINANCE,
(dated May 12, 2020)

Notifying of the transfer of \$36,195 from Countywide Costs – Self-Insurance to the Department of Police – Technical and Support Services – Motor pool.

NO. 20-278 - LORI TSUHAKO, DIRECTOR OF HOUSING AND HUMAN CONCERNS, (dated May 14, 2020)

Transmitting the notice of grant award of additional funding related to the CARES Act from the U.S. Department of Housing & Urban Development for the Section 8 Housing Choice Voucher Program Grant in the amount of \$340,142.

NO. 20-279 - LORI TSUHAKE, DIRECTOR OF HOUSING AND HUMAN CONCERNS, (dated May 14, 2020)

Transmitting a copy of the notice of intent to award CARES Act Stimulus funds from the State of Hawaii, Executive Office on Aging, for the Title III Programs Grant in the amount of \$531,383.

NO. 20-280 - DON S. GUZMAN, PROSECUTING ATTORNEY, (dated May 14, 2020)

Transmitting a copy of the grant award from the Office of Justice Programs, U.S. Department of Justice, for the BJA FY20 Coronavirus Emergency Supplemental Funding Program, in the amount of \$260,083.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, are you muted?

CHAIR LEE: Vice, pardon me? Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO FILE COUNTY COMMUNICATIONS 20-276
THROUGH 20-280.

COUNCILMEMBER KAMA:

SECOND.

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by Pro Tem Kama to file County Communication 27, 20-276 through 20-280. Any discussion?

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Relating to County Communication 20-276, if Councilmembers have, Councilmembers have the opportunity to request specific contracts and grants to refer to a Committee for further review and discussion.

CHAIR LEE: Okay, so we, we do have one hand up.

VICE-CHAIR RAWLINS-FERNANDEZ: . . . and the CARES Act funding, we're, we're, some of them were discussed at our EDB meeting with Ms. Yoshimura. And, but primarily the communications are informational, and no further action is required. Mahalo, Chair.

CHAIR LEE: Alright. Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. Thank you, Member Rawlins-Fernandez.

I WOULD LIKE TO PULL C7041, SOUTH MAUI COMMUNITY PLAN UPDATE; C7042, QUALITY OF LIFE SERVICE; C7045, EXPEDITING THE COMMUNITY PLAN REVIEW PROCESS; AND REFER IT TO THE PLANNING AND SUSTAINABLE LAND USE COMMITTEE.

MEMBERS VOICED NO OBJECTION

CHAIR LEE: Okay. No objections. Okay, so the request is to move three items, three contacts; C7041, 2, and 5, and refer it to the Planning and Sustainable Land Use Committee. Any objections?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. No objections. So, ordered. Any other contracts, anyone? If not, Ms. Rawlins-Fernandez, would you like to proceed with the rest of them?

VICE-CHAIR RAWLINS-FERNANDEZ: Those are all of them. The--

CHAIR LEE: Okay, no, no other suggestions or request to, to pull any contracts? Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, no.

CHAIR LEE: Then, pardon me? Yes.

VICE-CHAIR RAWLINS-FERNANDEZ: No.

CHAIR LEE: Oh, no. Okay. Alright. Okay. All those in favor of the motion to file the rest of the items, say "aye". Raise your hand say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA, PALTIN, SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: And then, no, signify by saying "no", or raising your hand.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay. It's unanimous; eight "ayes", one "excused".

Mr. Clerk, next item.

NO. 20-281 - MICHAEL P. VICTORINO, MAYOR,
(dated March 13, 2020)

Informing of a vacancy on the Real Property Tax Review Board due to the resignation of Jonathan Lubera, effective May 12, 2020.

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. If there are no objections, may we have the Clerk also call up County Communications 20-282 and 20-283?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Ms., yea, no objections; great. Mr. Clerk.

NO. 20-282 - MICHAEL P. VICTORINO, MAYOR,
(dated March 15, 2020)

Informing of a vacancy on the Cost of Government Commission due to the resignation of Barbara Mattson, effective May 14, 2020.

NO. 20-283 - MICHAEL P. VICTORINO, MAYOR,
(dated March 19, 2020)

Informing of a vacancy on the Board of Water Supply due to the resignation of Hanna Mounce, effective May 18, 2020.

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

I MOVE TO FILE COUNTY COMMUNICATIONS 20-281,
20-282, AND 20-283.

COUNCILMEMBER SUGIMURA:

SECOND.

VICE-CHAIR RAWLINS-FERNANDEZ: Second.

CHAIR LEE: I heard a soft second. Okay. Moved by Mr. Molina, seconded by Ms. Sugimura, to file County Communications 20-281, 82, and 83.

Any discussion, Mr. Molina?

COUNCILMEMBER MOLINA: Yea, thank you very much, Madam Chair. The Mayor received notice of Mr. Lubera's resignation from the Real Property Tax Review Board on May 13, 2020. And then he also received a notice of Ms. Mattson's resignation from the Cost of Government Commission, effective May 14, 2020. And finally, the Mayor received notice of Ms. Mounce's resignation from the Board of Water Supply, effective May 18, 2020. I'd like to thank all of these individuals for their service to our community. Thank you.

CHAIR LEE: Any further discussion? If not, all those in favor of the motion to file, raise your hand and say "aye". Ms. Kama. Anybody else?

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: So, all those opposed, say, raise your hand.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay. It's unanimous; eight "ayes", one "excused", to file the aforesaid communications. Okay.

Mr. Clerk.

NO. 20-284 - DAVID J. UNDERWOOD, DIRECTOR OF PERSONNEL SERVICES, (dated May 12, 2020)

Informing of the abolishment of positions in various County departments.

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: Yes, Madam Chair, thank you. If there are no objections, I would like to move to file this Communication 20-284?

CHAIR LEE: Any objections to file this item?

If not, indication is, oh, we have to do a motion? Sorry, Mr. Molina, we need a motion. Can't hear you. Can't hear you.

COUNCILMEMBER MOLINA: Oh, sorry.

MOVE TO FILE COUNTY COMMUNICATION 20-284.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Second? Okay, moved by Mr. Molina, seconded by Ms. Sugimura, to file County Communication 20-284.

Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you very much, Madam Chair. This is purely informational from the Department of Personnel, related to the abolishment of 19 positions. And so, there's really no action we could take if it went to Committee. And as you know, I have a lot of other matters that I'd like to spend my limited Committee time on. So, that's the major reason for the proposal to file this communication. Thank you.

CHAIR LEE: And thank you. Is there any more discussion or comments? If not, all those in, oh, yes.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Just really quickly, perhaps for Member Molina, as GET Chair. I understand that there's no action on this item, but do you have any explanation on why these positions were abolished? I don't, I don't really see an explanation on the item.

COUNCILMEMBER MOLINA: Yes, good question. Thank you for asking that, Member Rawlins-Fernandez. No, I don't have an explanation. But my feeling to, reason for filing is rather than take Committee time to ask these questions, each one of us, we've got the privilege of sending a letter to the Mayor or the Department of Personnel to explain the abolishment of these positions.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Molina. Mahalo, Chair.

COUNCILMEMBER MOLINA: Thank you.

CHAIR LEE: Alright. Any further discussion? If not, all those in favor of filing, please say "aye" and raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, AND CHAIR LEE.

CHAIR LEE: All those opposed, say "aye" and raise your hand.

NOES: VICE-CHAIR RAWLINS-FERNANDEZ.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay. We have one opposed. So, we have, we have seven "ayes", one "no", and one "excused".

Mr. Clerk.

NO. 20-285 - SCOTT K. TERUYA, DIRECTOR OF FINANCE,
(dated May 6, 2020)

Informing of the acceptance of a Warranty Deed for Road Widening Lot 2-B, Land
Court Application 1142, TMK: (2) 3-4-013:098 POR.

CHAIR LEE: Councilmember Sugimura.

COUNCILMEMBER SUGIMURA: Thank you. Madam Chair, if there's no objections, I'll also like to ask the Clerk to call up County Communications 20-86 *[sic]* through 20-288.

CHAIR LEE: 20-288? Okay. Mr. Clerk.

NO. 20-286 - SCOTT K. TERUYA, DIRECTOR OF FINANCE,
(dated May 12, 2020)

Informing of the acceptance of Drainage Easements A-97 & A, TMK: (2) 2-3-056:097 POR & (2) 2-3-055:069 POR.

NO. 20-287 - JEFFREY T. PEARSON, DIRECTOR OF WATER SUPPLY,
(dated May 7, 2020)

Transmitting the Department of Water Supply's Monthly Source Report and Groundwater Use Report for the month ending April 2020.

NO. 20-288 - JEFFREY T. PEARSON, DIRECTOR OF WATER SUPPLY,
(dated May 6, 2020)

Transmitting the State of Hawaii's Commission on Water Resource Management water use reports for March 2020 for all registered well reporters in the County of Maui.

CHAIR LEE: Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you.

I MOVE TO FILE COUNTY COMMUNICATIONS 20-285 THROUGH 287, AND PLEASE TRANSMIT COUNTY COMMUNICATION 20-288 TO MY WIT COMMITTEE, MADAM CHAIR.

COUNCILMEMBER KAMA:

SECOND.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR LEE: Moved by Member Sugimura, seconded by Pro Tem Kama, to file County Communications 280; 20-285, 286, 287, and to refer 288 to the WIT Committee.

Discussion?

COUNCILMEMBER SUGIMURA: Thank you. Thank you, Chair. The communications are informational, and no further action is required. Thank you, Chair.

CHAIR LEE: Any further discussion? Okay, all those in favor of the motion, say "aye" and raise your hand. I can't see.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Okay. And then any opposed, raise your hand.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Alright. Measure pass. Oh, you oppose, Vice-Chair Rawlins-Fernandez?

VICE-CHAIR RAWLINS-FERNANDEZ: Sorry.

CHAIR LEE: Oh. Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: No.

CHAIR LEE: Alright, so the result is, of the vote, eight "ayes" and one "excused".

Mr. Clerk.

NO. 20-289 - MICHAEL J. MOLINA, CHAIR, GOVERNANCE, ETHICS, AND
TRANSPARENCY COMMITTEE, (dated May 13, 2020)

Transmitting the following proposed resolutions entitled:

1. "APPOINTMENT OF MEMBERS TO THE CIVIL SERVICE COMMISSION FOR THE COUNTY OF MAUI";

2. "APPOINTMENT OF MEMBERS TO THE LIQUOR CONTROL COMMISSION FOR THE COUNTY OF MAUI"; and
3. "APPOINTMENT OF MEMBERS TO THE MAUI PLANNING COMMISSION FOR THE COUNTY OF MAUI".

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

MOVE TO DISCHARGE THE GOVERNANCE, ETHICS, AND
TRANSPARENCY COMMITTEE FROM FURTHER
CONSIDERATION OF THE PROPOSED RESOLUTIONS
ATTACHED TO COUNTY COMMUNICATION 20-289.

CHAIR LEE: Second? Second?

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Second by Ms. Sugimura. Okay, moved by Member Molina, seconded by Member Sugimura, to discharge this item 20-289.

All those in favor of the waiver, please say "aye" and raise your hand.

So, Mr. Sinenci, are you, is that an "aye"? Oh, okay. You know your hand blends in with the wall for some reason.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay. Alright, it's been moved and seconded to waive this item and discharge it from the Committee; 20-289. And it's unanimous; eight "ayes" and one "excused". Okay. So, motion carries.

Mr. Clerk. Sorry. Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you, Chair.

OKAY, NOW I MOVE TO WAIVE THE REQUIREMENT OF
COMMITTEE REFERRAL AND REPORT PURSUANT TO RULE
7.G. OF THE RULES OF THE COUNCIL.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: I thought we just did that? Oh, discharge, okay. Alright. It's been moved and seconded to waive the Rules of the Council.

Any discussion, Mr. Molina?

COUNCILMEMBER MOLINA: Yea, thank you very much, Madam Chair. Approval of this motion by a two-thirds vote of the entire membership of the Council will enable the Council to consider these proposed resolutions on the floor today. Thank you.

CHAIR LEE: Any further discussion? All those in favor of the motion, say "aye" and raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: And then opposed. Okay, put your hands down. Okay. Opposed?

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay, it's, it's, motion carries; eight "ayes", one "excused".

Mr. Molina.

COUNCILMEMBER MOLINA: Thank you very much, Madam Chair.

NOW I MOVE TO PLACE THE NAME OF WALLACE TOM,
NOMINEE TO THE CIVIL SERVICE COMMISSION, FOR A
TERM EXPIRING ON MARCH 31, 2025 ON EXHIBIT "B" FOR

APPROVAL; AND TO ALSO PLACE THE NAMES OF J. AARON BOSWELL AND STANLEY RUIDAS, NOMINEES TO THE LIQUOR CONTROL COMMISSION, FOR TERMS EXPIRING ON MARCH 31, 2025 ON EXHIBIT "B" FOR APPROVAL; AND TO PLACE THE NAME OF LORRAINE SABLAS, NOMINEE TO THE MAUI PLANNING COMMISSION, FOR A TERM EXPIRING ON MARCH 31, 2025 ON EXHIBIT "B" FOR APPROVAL.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Alright, that's seconded by Ms. Sugimura?

COUNCILMEMBER SUGIMURA: Yes.

CHAIR LEE: Alright. Moved and seconded. And any discussion on the motion by Mr. Molina?

COUNCILMEMBER MOLINA: Yes, Madam Chair.

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: Yes. Also, this motion includes the filing of County Communication 20-289. And as we had discussed earlier this week, we vetted all of the nominees. Mr. Tom is a retired 33-year veteran of the County's Police Department who will certainly do a good job on the Civil Service Commission. Mr. Boswell is a Molokai resident and currently employed as Fire Captain for the Fire Department. He'll do a, I believe, a very good job on the Liquor Commission; as well, Mr. Ruidas, a life-long Lanai resident and a military veteran. And finally, Ms. Sablas is a Maui resident who previously served a three-year term on the Maui Planning Commission years, several years ago. So, I would ask for the full support of all of these nominees by my fellow colleagues. Thank you, Madam Chair.

CHAIR LEE: Thank you. Any further discussion? All in favor of the motion, say "aye" and raise your hand.

COUNCILMEMBER SUGIMURA: Aye.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

COUNCILMEMBER MOLINA: Aye.

CHAIR LEE: Okay, seems--

VICE-CHAIR RAWLINS-FERNANDEZ:

CHAIR, REQUEST TO SEPARATE.

CHAIR LEE: Alright.

COUNCILMEMBER PALTIN:

SECOND.

CHAIR LEE: Okay, which, which one, but? Which one are you talking about?

VICE-CHAIR RAWLINS-FERNANDEZ: The last name.

CHAIR LEE: The last one? Okay. Can we just proceed with the first two? All those in favor, say "aye". All those in favor?

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay. So, motion carries to approve.

COUNCILMEMBER PALTIN: Are we, are we on the first three names, and just separating the last name?

CHAIR LEE: Yea, I'm separating the last one. I'm separating the last one.

COUNCILMEMBER PALTIN: So, we're approving the first, first three names?

CHAIR LEE: The first, the first two right; Mr. Tom and Mr. Ruidas?

COUNCILMEMBER PALTIN: The second item has two.

CHAIR LEE: Oh, Boswell. Yea, that's right. Okay. Thank you. Yea, the three.

COUNCILMEMBER HOKAMA: Chair.

CHAIR LEE: The first two; the first two commissions.

Mr. Hokama.

COUNCILMEMBER HOKAMA: Thank you, Chair. Maybe just to assist you, Chair. I believe if Ms. Rawlins-Fernandez, or Ms. Paltin would like to make the motion, then I think we can get the, all this logistics squared away. But that would be my suggestions, Chair, to get back into a more orderly procedure to accept the motion and let us vote on it. Thank you, Chair.

CHAIR LEE: Okay. I, I just thought we, since the, there was no opposition to the first two items, we would take that up first. But what we could do, since there is a motion on the floor to pass all three, we can go back and take in a motion from Mr., Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay.

CHAIR LEE: Yea?

VICE-CHAIR RAWLINS-FERNANDEZ:

I MOVE TO AMEND THE MAIN MOTION BY REMOVING THE
APPOINTMENT OF MEMBERS TO THE MAUI PLANNING
COMMISSION FOR THE COUNTY OF MAUI.

CHAIR LEE: Second?

COUNCILMEMBER PALTIN:

SECOND.

CHAIR LEE: Okay. It's been moved by Ms. Rawlins-Fernandez, and seconded by Ms. Paltin, to remove Ms. Sablas from, from the motion to approve all three; all three commissions, all three items.

Any discussion? Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. In our discussion last week with the nominee, I, I have some concerns. And I also see some opportunity with this position. I would like to see new faces, new, new people given an opportunity and more of a diverse background. There's, there's a need for more diverse background on the Planning Commission right now, to have a better variety of the community's voices being represented and being heard through decision making on the Maui Planning Commission.

As Member Molina stated, she's served several times now on the Planning Commission. And I, I would love to see us give more members in our community an opportunity to serve on this Commission. Mahalo, Chair.

CHAIR LEE: Okay. Any further discussion?

Ms. Paltin, then Ms. Kama, and then Ms. Sugimura.

COUNCILMEMBER PALTIN: Thank you, Chair. I second the motion because I feel similarly. You know, for me, the Planning Commission is such an important commission that they, they approve the West Maui Community Plan, they deal with all the shoreline issues, and we really need to think about the future. And I feel like we need to prepare our next generation of leadership to start stepping up and taking these roles.

My other concern was a comment that the people that testified at the West Maui Community Plan didn't represent the workforce. My staff and I went to all of the West Maui Community Plan meetings. And there were some heated meetings, but one developer in particular was shameless in putting his people in certain positions and pestering members of the Committee. And that developer did not win out and get what he wanted. And I feel that, you know, to some extent this is not, no reflection on the nominee, but rather to prevent that from happening to the nominee.

And overall, though, that's not the biggest concern. The biggest concern is that we need to prepare our young leaders, our, our youth to start taking on these roles, because if we continually repull the same members, when the time comes, we won't have folks that are prepared to fill those roles. And the lack of leadership and the lack of training is going to end up hurting us all in the long run.

And so, you know, whether it be an internship, or a mentorship, or, or whatever it is, I think that we, we do need more youth on this Committee. The decisions that these people make are going to affect us 10, 20, 50 years into the future. And so, we need to have more of the people that are going to end up living through these types of decisions that are being made.

And, and I also agree that there is a need for a greater range of diversity. It can't just be, you know, construction, realtors, and whatnot versus restaurants. And we, we just need more diversity in terms of also youth, especially, because if we don't start giving our youth the opportunities now, by the time they become middle-aged to older, then they won't be prepared. And, and we will all suffer for it. So, I speak in support of the motion.

CHAIR LEE: Alright. I think the next one was Ms. Kama.

COUNCILMEMBER KAMA: Yes, thank you, Chair. So, I don't support the motion. I've, only because I hear what, what has been said about having our youth to rise up and getting, giving them the opportunities. But my question is, did we have other people that had applied for this particular position? And were they denied for some reason, or did they not? I mean, I just want to make that, what is the plan to get our young people involved in something like this? Do we have something that that moves them into this place like, so that when the time, right now, the time is now that they can actually rise up, or are we going to have to wait for them?

I mean, either, what I'm trying to say is are we going to create these opportunities for the young people to rise up so they can, or are we just going to wait until they actually rise themselves? I mean, but in the meantime, my sense is that if we have other people who are willing, I can see that. But if we don't have other people, we're denying somebody the opportunity to serve until we wait for somebody else to come. So, I'm just trying to figure out, do we have other people who are already ready to go? Is that me making all that noise?

CHAIR LEE: Are you asking me, or Mr. Molina, or is that just a rhetorical question?

COUNCILMEMBER KAMA: I'm, I'm, that that is something I think I wanted us to all think about, that I like the idea of letting the youth rise and giving them opportunities. But we have to create those opportunities for them to be able to rise up. You know, such as in our communities, in our, what do we do with our youth? Are we teaching them, are we training them, are we doing workshops for them to get engaged? And you know, all those things that you want people to rise up and to emerge as leaders, but what are we doing to help them in each of our communities? And that's all I'm saying.

But in the meantime, if we don't have anybody who's ready to step in, then to me I think it's okay to use who we got until we get those people that are ready to step in. I know Lori Sablas for many, many, many, many, many, many, many, many years and I've always found her to be fair, to be objective. And so, I just don't see, you know, I mean I don't see myself voting in favor of this. So, thank you, Chair.

CHAIR LEE: Alright. Thank you. And I believe the next person was Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you, Chair.

CHAIR LEE: And then, okay.

COUNCILMEMBER SUGIMURA: Proceed? So, I'm going to speak against the motion, as I have known Lori Sablas for many years, and from the 90's. And if you remember, she was on the Cultural Resources Commission also, as well as when she was at Kaanapali Beach Hotel, I think she was the cultural resource, I don't know her official title. But a great amount of experience with community work, cultural work. And she, she's proven her value with working with the community, and understanding issues, and talking to the people. And I really support her in this, in this very important Commission. And thank you, Chair. I will be voting against the motion.

CHAIR LEE: Alright. Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. I just wanted to respond to Member Kama's question. And you know, that is part of the problem, is that we're not privy to the list of people applying. And you know, I applied numerous times for the Planning Commission myself when I was in my, probably my late 20's, early 30's. At least three separate times I applied for the Planning Commission. I, I heard too, at that time, even though my name was on the list, they went out and recruited Ms. Wakida, who, I love Ms. Wakida and everything. And, and you know, from her service on, on the Planning Commission, she became a lot more of an environmentalist because of the things she learned. And, and she's still alive and she's living with the decisions she's made, which is great.

But you know even in Mr. Arakawa's second term when Mr. Molina was in the role of Ms. Baisa, he contacted me and said he would look out for some, some position that I could fill to fill on a Commission. And I never did get contacted. So, that is part of the problem with us not being allowed to see the list. And I think that, you know, possibly I could have been a, I could be a better Councilmember from having had the experience of serving on the Planning Commission now that I'm the Planning and Sustainable Land Use Chair. I could have been a little bit more prepared for this role, although I'm doing the best I can. And so, you know, I don't think that I, I think it is a problem that Ms. Kama has brought out, that we're not privy to the list of people that have applied. And I think it is a problem that we're not giving the youth more opportunities.

You know, for me I'm kind of stubborn sometimes. And you know somebody else may only apply one time and once they get turned down, that's it. They might have nothing

else to do with County. I applied three times, and then I was like, well, I'm just going to run for office then. You know, if there, if I'm not going to get chosen by the government then maybe I'll get chosen by the people. And that kind of worked out okay for me and I'm learning on the job. But I think that, you know, we, we do need to be privy to that list and we do need to encourage our youth. Because, for me, I don't want to do this 10, 20 years in a row. I want somebody to be ready to step up into this position.

And, and I, I really think that it's necessary that we give youth more opportunities, because when we all die, it's going to be a big shame if nobody knows this parliamentary procedure, that doesn't know all the little steps. I, I want somebody to, to gain knowledge along the way, not just be thrown into it, you know. And I, I think that our entire community will suffer if we don't take those steps to give our youth the opportunity to be a part of the mix.

You know, I don't want all young people, I don't want all old people; I want a mixture of people so that both sides can learn from each other. And, you know, the experiences that the elder generation have benefit the experiences that the younger generation never had; and the technology or whatever it is that the younger generation knows and work together. So, that's my main reason.

I, I've had experience in this situation where I was waiting two, three times and they went out and, and recruited a retired person. I had Monday, Tuesdays off for the longest time. The Commission meets on Tuesday. And I think I would have done a good job. And I think it would have prepared me more to do this, what I'm doing right now. And so, that's my thoughts. Thank you.

CHAIR LEE: Thank you.

Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you very much, Madam Chair. And just to maintain some order here. We're not here to discuss the Mayor's list of applicants. We're here to discuss the merits or demerits of the nominee; Ms. Sablas. So, I want to make that real clear. We're straying, okay.

And like it or not, it is the Mayor's privilege whether he wants to release all the names of his applicants or not. There's no law that mandates him to let us know who the other applicants are that have applied for the various boards and commissions. So, I want to make that real clear. And also, sometimes it's very difficult to get people to man certain commissions. You may at sometimes have, you know, a cluster of people applying to the same commission, sometimes there isn't.

And I'm, I'll go, I'm in agreement, sure, we can mix, try and balance it out as far as, you know, age if we want to go there. But again, we got to be real careful when discussing age and making that a criteria for selection. That's a very fine and delicate line. So, we as elected officials need to be mindful of that, otherwise we could be hit with perception of being discriminatory if we're going to vote for somebody because of their age. So, I want to make that point very, very clear, okay.

Now, I will not support the motion. I am going to support Ms. Sablas. And to make it clear, she was not, I'm not sure if she was on the Planning Commission more than once before, cause as was stated sounded like she was on the Planning Commission two maybe three times. But as far as I know, she's been on the Commission once before, so I want to make that clear. So, anyway, I just wanted to say that.

And again, if we want to make a change and make a requirement that the Mayor has to disclose the list of applicants, then maybe the, you, we have to look at, I don't know, a Charter amendment or an ordinance change or what have you. But again, it is the Mayors' privilege whether, you know, he wants to pick, you know, who he picks out of that application list. And so, if the process is if you don't like the nominee, fine, you vote accordingly. And if that nominee fails, then boom, the Mayor's got to submit another name. That is the process we have whether we like it or not. Thank you.

CHAIR LEE: Any other discussion?

Ms. Sugimura.

COUNCILMEMBER SUGIMURA: So--

COUNCILMEMBER SINENCI: Chair.

COUNCILMEMBER SUGIMURA: --thank you. I, I--

COUNCILMEMBER SINENCI: Member Sinenci.

COUNCILMEMBER SUGIMURA: appreciate what Mr.--

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, Member Sinenci had his hand up as well.

COUNCILMEMBER SUGIMURA: Oh, I'm sorry. Was Mr. Sinenci waiting? I didn't--

CHAIR LEE: I didn't, I'm sorry, I didn't see his hand. Okay. Mr. Sinenci, can you, since you didn't have a chance, you want to go now?

COUNCILMEMBER SINENCI: Chair, thank you. Thank you, Chair. Yea, I appreciate the discussion. I would support the motion. I think the Maui Planning Commission is an important Commission and . . .

CHAIR LEE: Mr. Sinenci, you're breaking up.

COUNCILMEMBER SINENCI: Can you hear me?

CHAIR LEE: Yea, but not real clearly.

COUNCILMEMBER SINENCI: Okay. Let me jump on my, I'll jump on my phone and then we'll come back to me.

CHAIR LEE: Okay. Meanwhile, Mr., Ms. Sugimura. Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you. Thank you. My second and final time against this. I'm glad Mr. Molina just said what he said, because yes, we cannot be talking about age cause that's discrimination that came up last term and it was an issue. So, we're not going to go there.

I also would like to say that we all support Ka Ipu Kukui and that's a growing, it's a foundation for many of the, the businesses that bring forward their managers, I guess. I'm not too sure how they all get to Ka Ipu Kukui, but it is a program that has a lot of leaders in it, and maybe that might be a place where the Administration could look for commissioners. Thank you.

CHAIR LEE: Mr. Sinenci, are you ready? And then Mr. Molina. Mr. Sinenci. Not yet? You ready? Proceed please.

COUNCILMEMBER SINENCI: Not ready yet. I just got . . .

CHAIR LEE: I'll come back to you, okay? I'll come back to you.

Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair, for my second and final time. Just for a point of clarification. Member Rawlins-Fernandez' motion is to disapprove. So, I don't know if it was stated in the motion to move her name to Exhibit "C", yea, which is the list, the exhibit to disapprove. Am I correct?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes. Mahalo.

CHAIR LEE: I think, I thought, I thought the motion was to separate hers out?

COUNCILMEMBER MOLINA: Okay. So, we're on, so, so then we should take a separate vote then on whether we support her or not? Okay, so this is a separation vote then?

CHAIR LEE: Wait, wait, Mr. Clerk, is telling me otherwise. Take a one-minute break.

COUNCILMEMBER MOLINA: Okay. Thank you.

(THE MEETING WAS RECESSED BY THE CHAIR AT 10:11 A.M., AND WAS RECONVENED AT 10:12 A.M., WITH ALL MEMBERS PRESENT, EXCEPT COUNCILMEMBER KING, EXCUSED.)

CHAIR LEE: It's on now. Mr. Clerk, it's on. Okay, just wanted to clarify that your--

VICE-CHAIR RAWLINS-FERNANDEZ: For clarification.

CHAIR LEE: --vote, it was vote, a request to separate, right?

VICE-CHAIR RAWLINS-FERNANDEZ: Right, Chair. So, the request to separate would, would basically be the same vote if it was to disapprove, to move to the disapproval. Because if Members are going to vote against separation, then obviously they would vote against disapproval. My request or my motion was to separate.

CHAIR LEE: Alright. So, if every, if the majority votes "no", then, then we will go on to vote, yea, we would go onto vote on the main motion.

VICE-CHAIR RAWLINS-FERNANDEZ: Yes.

CHAIR LEE: Okay. But we haven't heard from Mr. Sinenci. Mr. Sinenci, you ready? Are you ready? Uh oh, we can't hear you. How come we can't hear him? He's using his phone.

COUNCILMEMBER SINENCI: Can you, can you hear me now?

CHAIR LEE: We can. But you sound weird. But go ahead and speak anyway.

COUNCILMEMBER SINENCI: Okay, I was, just want to Thank you, Chair. I just wanted to speak to, to the motion. When we were looking at the, the Planning Commission, I think it's a very important Commission. And if the COVID pandemic has taught us

anything, is to really focus on the needs of our community, especially in our infrastructure and, and looking towards diversifying our economy.

And I think the Planning Commission will be looking at, you know, possible hotel developments in the next couple months. And so, we want to make sure that those meetings at the Maui Planning Commission are transparent and that we have people on the Commission that are impartial that can make those impartial decisions toward the needs of the community. So, you know, I appreciate Ms. Sablas' services all these years, but I think when it's, when it comes time to decide on the projects that are going to be coming through the Planning Commission, I think she may, she may have some, just looking at her background, I, I would look to somebody who's more impartial. Thank you, Chair.

CHAIR LEE: Alright, are we ready to go? Okay. Everybody understands the motion?

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. For my second and final. I, I wanted to clarify some of the comments that I made, and then comment on other comments that were made. So, first, I, I wanted to disagree that this is not about seeing the list of applicants. I completely think that this is what it's about. And if we need to have a law to force the Administration to collaborate with us, it's unfortunate, because I thought that collaboration was what we were shooting for. But if, you know, if that's not really the case and the Council will have to take up some kind of law to, to force that, then that is in our authority to do. But that's just unfortunate for the community; that we would have to spend time forcing the Administration to collaborate with Council in this way.

If we did have the list of applicants, then Member Kama would have her answers, her questions answered. We would know what the pool looks like. We would know what the backgrounds of the applicants are. We would know, like, different education experience and we would know if the, there, if there was an opportunity to provide more diversity to the commission.

And while in my opening comments I didn't specifically say age, I do agree with Member Paltin that we, that's part of diversity. We want to make sure that we have gender diversity. We want to make sure that we have age diversity, background, geographic. You know, we want to ensure that the community at large is being represented. And right now, there, there's a lot of the same perspective and a lot of the same background that's on the commission.

And just like our Council, where it really benefits us to have such a diversity of age, and experiences, and backgrounds, and just, you know, our, our world view really adds to our discussions and it makes our deliberations richer because of that diversity. So, I don't see that as a, as a problem. I think that we always need to look at, look for that.

You know, and in Olelo Hawaii it's called kuana ike, you know, having that different perspectives. Because, you know, like my background, my, you know, experiences in life are different from everyone else's on this Council. And I'd love to be able to hear the different perspectives each one of you have. And sometimes, most of the time, those different perspectives help us to really hone in on what would be best for the community. And if we all thought the same way, then, you know, we, we really wouldn't be serving the community as we should be because there's going to be voices that are not being heard.

And what I'm hearing from our constituents is that a lot of their voices aren't being heard and so it's important for us as the approving body, to ensure that our constituents are all heard. And, and that's, I, I know that's what we all try to do every day. And so, that's why I made the motion. I, I'll, yea, so that's why I made the motion. I'll be voting for the motion to separate, and eventually, you know, to, to put Ms. Sablas' name on the disapproval resolution. Mahalo, Chair.

CHAIR LEE: Thank you. Anybody else? If not, Ms. Kama.

COUNCILMEMBER KAMA: Thank you. So, so my sense is, I think, I think we all have probably are looking forward, and I think it's a great thing. I just want to make sure that in the future we're going to have the same thing come about who should be there, who shouldn't, and why. So, I want to know if it's possible, Chair, to maybe look at a policy that urges the kind of diversity and mentorship kinds of things that we're looking for in, in people that we're trying to recruit for the different commissions? So, that's just my last comment. Thank you.

CHAIR LEE: Anybody else? If not, all those in favor of the motion to separate out the appointment of Ms. Lori Sablas, please raise your hand and say "aye". Okay. I see three "ayes". I see Ms. Paltin. I see Mr. Sinenci. And I see Ms. Rawlins-Fernandez. Did I miss anybody?

AYES: COUNCILMEMBERS PALTIN, SINENCI, AND
VICE-CHAIR RAWLINS-FERNANDEZ.

CHAIR LEE: Okay. All those opposed. Okay, Sinenci, you can put your hand down. All those opposed, raise your hand.

NOES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
SUGIMURA, AND CHAIR LEE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: So, we got Mr. Molina. We got Ms. Sugimura. We got Ms. Kama. Where's Mr. Hokama? His hand is up? Okay. And then we got you, Ms. Kama, and myself. That's five "noes" and three "ayes". So, motion fails. So, moving onto the main mo--

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I have a quick question on the main motion. So, the main motion includes everyone. And I, as indicated, I would, I would vote for everyone else. But because they're all together, when recorded, it will record my vote as everyone. My "yes" vote will be for everyone and I, I, I don't want my vote to be recorded as a "yes" vote for Ms. Sablas. So, for the record, I would, I would like to be able to have it reflect that I voted "no". So, I understand that we just took a vote to separate, and the votes, and the motion to amend the main motion failed. But I believe the movant has the power to amend his own motion. And we already took a vote and we understand that the majority supports Ms. Sablas. So, I, I don't, I guess.

CHAIR LEE: Okay. We'll fix it. We'll fix it.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: We'll fix it, okay. Mr. Molina, can you change your, withdraw your motion and then we'll just go right down the line one, two, three, okay?

COUNCILMEMBER MOLINA: Okay.

CHAIR LEE: Otherwise it's going to get so confusing.

COUNCILMEMBER MOLINA: So, Madam Chair, are you looking at taking a separate vote for each of the nominees then? Is that--

CHAIR LEE: Yes, every single one.

COUNCILMEMBER MOLINA: Okay.

CHAIR LEE: Okay?

COUNCILMEMBER MOLINA: And I recall what we would do is, if it was assumed that any Member wanted a separation, generally it was allowed for you to have the separation vote and then you take the, whatever action that is made by the Member who requested the separation to make it cleaner. But because we voted on the separation vote to include discussion of the merits and demerits, I think maybe in hindsight when we have the separation vote, the discussion on the merits or demerits of the nominee should have been left out. And should the separation vote pass, and then a motion made to deny by the Councilmember is put on the floor, and then you have the discussion, and then the vote taken separately. So, anyway, just, just some food for thought. So, I've had experience with that kind of stuff in the past.

SO, BUT YEA, I'M, I'M WILLING TO WITHDRAW THE ORIGINAL MOTION ON THE FLOOR FOR ALL FOUR NOMINEES IN ONE MOTION.

SO, I'LL GO AHEAD AND THEN MAKE A SEPARATE MOTION TO PLACE ON EXHIBIT "B" THE NAME OF WALLACE TOM, NOMINEE TO THE CIVIL SERVICE COMMISSION FOR A TERM EXPIRING ON MARCH 31, 2025 FOR APPROVAL.

CHAIR LEE: Second?

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Seconded by Ms. Sugimura. Moved by Mr. Molina, seconded by Ms. Sugimura, to appoint Wallace Tom under County Communication 20-289, number 1.

Any further discussion? If not, all those in favor say "aye", raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA, PALTIN, SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR LEE.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Everybody except, okay, unanimous; eight "ayes", one "excused". The motion carries.

Next one, Mr. Molina.

COUNCILMEMBER MOLINA: Thank you very much, Madam Chair.

I MOVE TO PLACE THE NAMES OF J. AARON BOSWELL AND
STANLEY RUIDAS, NOMINEES TO THE LIQUOR CONTROL
COMMISSION FOR TERMS EXPIRING ON MARCH 31, 2025
ON EXHIBIT "B" FOR APPROVAL.

COUNCILMEMBER SUGIMURA:

SECOND.

COUNCILMEMBER SINENCI: Second.

CHAIR LEE: Moved by Mr. Molina, seconded by Ms. Sugimura, to pass these two nominees on item number 2, under 20-289. Discussion? Any further discussion? If not, all those in favor say "aye", raise your hand. Aye, aye, aye, aye. Ms. Paltin are you, your hand up? Is your hand up? Okay.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay. Vote is unanimous; eight "ayes", zero "noes", one "excused". Motion carries.

So, now the third item.

COUNCILMEMBER MOLINA: Okay. Thank you, Madam Chair.

MOVE TO PLACE THE NAME OF LORRAINE SABLAS,
NOMINEE TO THE MAUI PLANNING COMMISSION, FOR A
TERM EXPIRING ON MARCH 31, 2025 ON EXHIBIT "B" FOR
APPROVAL.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Moved by Mr. Molina, seconded by Ms. Sugimura, to approve Ms. Sablas for the Planning Commission. All those in, any discussion? Any more discussion?

Mr. Molina.

COUNCILMEMBER MOLINA: Yea, Madam Chair, and just a point of information. This motion is to include the filing of County Communication 20-289 as well. Thank you.

CHAIR LEE: Okay. Thank you. Any more discussion? If not, all those in favor of the motion, say "aye".

VICE-CHAIR RAWLINS-FERNANDEZ: Member Hokama--

CHAIR LEE: Oh, Mr., wait, sorry. Mr. Hokama, did you have a question?

COUNCILMEMBER HOKAMA: I just have a short comment speaking in favor of the motion, Chair.

CHAIR LEE: Okay.

COUNCILMEMBER HOKAMA: Thank you. I'll speak in favor of the motion regarding Ms. Sablas. I, I see things slightly differently. And I'll admit I'm one of the older Members of this Council. I see things a little different. I don't see it as government's responsibility to provide either the training or education for people to take government positions or community service positions. I feel it's up to the individual to show its, their own initiative in finding out what is important to them, learn about it, and then practice it. But not to be spoon-fed by the government.

For me, I also would say, Chair, I don't know what culture, especially island cultures, whether it's Northern Pacific, the Japanese, the Filipinos, the Samoans in the south,

the Tongans, even our own Native Hawaiians where the elders were considered one of the most important and prestigious groups within their own societies. The elders were looked upon for their experience; their years of living and going through many different things.

I would agree that we need to be more encompassing and consider the needs of our younger ones. But there is, in all societies, a prestigious and honored place for the elders. And if you, we all considered why, the common ground is years of experience and knowledge that they have to share with the younger generations.

And that's why, for me, again, I see Ms. Sablas as someone who is able to look outside of just the Native Hawaiian community. I think she understands islanders, because our community is made up of multiple islanders of the Pacific. And we, as islanders, I need people who are going to look for island solutions and not look at the 48. That is the biggest downfall of Hawaii if you look at our history. So, I'll be supporting Ms. Sablas, for one, because as a kupuna, I believe she presents to us one of the better abilities of using our resources for our community benefit. Thank you, Ms. Lee.

CHAIR LEE: Thank you, Mr. Hokama. Mr. Hokama, thank you.

Okay. Ready to vote, everybody?

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I speak against the motion for the reasons I previously stated. But I think it's really important to provide another perspective before we vote on this. You know, I, I think Member Hokama was responding to Member Paltin's comments about having the opportunity to be on a decision-making body to get that actual experience of being a decisionmaker. And I don't see that as training per say.

There's a lot of, I didn't come from a family that was politically engaged. I put myself through college. I put myself through law school. I interned at the Legislature. I went and sought out my own experience and I paid for it with a lot of money and a lot of time. And I worked really hard to be on this Council.

I also applied to be on the Molokai Planning Commission, and due to politics, I was not chosen. So, I think to not call it out for what it is would be a disservice to our community. And I'm a strong advocate for transparency, and that's what happened to me. And I'm sure that's what happened to Member Paltin; was politics and personal issues with any

particular applicant denying. I, I was very qualified. I had a law degree at the time that I applied to sit on the Planning Commission.

I wasn't applying to get training. I was applying so that I could serve my community, and I had the education and the experience to serve my community and to make decisions. And yet, I was still denied the opportunity to serve my community in that capacity. And like, Ms. Paltin, then I ran for office and here I am on the Council as a decisionmaker representing my community and serving my community. And so, I, I don't see it as being spoon-fed by the government.

And the role of kupuna in our culture is more of an advisory role. While I'm in my 30's, I'm already trying to build capacity in younger generations because I, I don't see myself staying here. I don't think I would see myself as not reaching my goal in building capacity in younger generations. And if I don't have faith in the younger generations to take the lead and make decisions on my behalf, then I have failed because I shouldn't have to continue serving on this type of decision-making body when I become kupuna. Because I would have trained the younger generations and I would have faith in them to take on this kuleana and, and to serve our community in, in the best way possible. And so, yes, we cherish and value our kupuna, and I always go to our kupuna to help guide me personally.

But there are different roles. And as makua, we are raised to, to take lead so that we can continue to pass on the ike and kuleana to the next generation. And so, I just, I, I thought it was very important to provide that other perspective before we take this vote. Mahalo, Chair.

CHAIR LEE: Alright, all those in favor--

Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. I just wanted to clarify as well. You know, I'm not trying to be ageist or anything. And, and I don't have any hard feelings about not being on the Planning Commission. I had a lot of good days surfing instead and paddling instead. But, you know, maybe I, I went overboard on, on saying that we need youth.

But the Planning Commission deals with shoreline issues. And, and there's never been a lifeguard perspective, somebody that watches the ocean every single day, you know, sees the difference in the tides. I mean, from 20 years ago, nobody even spoke about king tides, you know. So, I think, to clarify, went overboard on my experience and went overboard on the youthfulness. But it, it is about the diversity. It is about politics.

And, and the applicant or the nominee said that she was searched out for this position. And in the searching out of somebody, I think that diversity is, is a key issue. We're, we're dealing with sea level rise. We're dealing with all of these issues and we can't keep doing the same things and expecting different outcomes, or better outcomes.

So, I just wanted to apologize for my previous comments. I, I feel like they weren't expressing my, my desires for the, the full picture of diversity. It was emphasizing one point; one point that I'm really passionate about. But you know, as a whole, we, we need more diversity and less politics.

One of the people in charge of our Community Plan Advisory Committee said that our community plan advisory, our community plan was much stronger because of the differing opinions, because of the diversity, and because of them hashing out all of the disagreements over hours, and weeks, and months.

And I, I don't feel that that is present with the Planning Commission currently. And I think that our entire community is going to suffer for that lack of diversity and that lack of opportunity to all, all the different areas in our community. So, thank you for this final opportunity.

COUNCILMEMBER SINENCI: Chair.

CHAIR LEE: Alright.

COUNCILMEMBER SINENCI: Second and final.

CHAIR LEE: Everybody--

COUNCILMEMBER SINENCI: Chair, second and final.

CHAIR LEE: Okay. I'm sorry, I can't see you on the monitor. But yes, Mr. Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair. Yea, I'm going to be speaking against the motion. I don't know if we have the votes to deny Ms., Ms. Sablas. But you know, I, I'm concerned as the Co-Chair of the Climate Action and Resilience Committee, we've got climate, climate change. We're looking at moving critical wastewater and sewage infrastructure inland. We're looking at moving our thoroughfares and highways inland.

So, these, as we move forward, these need to take precedence over any other types of development that will occur on Maui County. So, you know, if Ms. Sablas got to go through, you know, we're hoping that, you know, these are the items that we want to prioritize and we want to make sure that those, our commissioners are, are unified in

looking out for, for these infrastructural changes. So, thank you Chair, for the opportunity.

COUNCILMEMBER KAMA: Chair.

CHAIR LEE: Ms. Kama.

COUNCILMEMBER KAMA: Final comment. I just want to thank the Members of this Council for all the comments that they have said in this discussion. But you know what we have as a saving grace? We have the opportunity to pick up the phone and talk to any member of any Commission about any concerns that we may have on any item that they will be discussing.

And I think that, you know, as open and honest as we are with each other in about what we think, how we feel, what we come with bringing our experiences, and whatever our shortcomings might be, is that we have that opportunity to do that; not just on this Council, but beyond the Council. So, you know, I, I always take, if I have a bone to pick sometimes with people, I don't have a problem calling them up and, and just saying, you know, these are my concerns.

And I think no matter how the vote goes, my sense is that, that things will be okay, because you know what, we are all from here. We are all keiki o ka aina. And we love this place enough so that whatever happens, we want to make sure that it's for the good. And if, and if we are going to the far left or to the far right, there's always going to be somebody around us that says, hey, you're going too far this or too far that; come on back over here.

But I think that, that just the fact that we all are keiki o ka aina tells us that we're all rooted and grounded in the values that we have all been raised with; at least I hope so. But that's what I believe. And I believe that with whatever generation that comes up after us, that the people who came before us have put that in us. So, thank you, Chair.

CHAIR LEE: Alright. Is there anybody else? If not, all those in favor of the motion.

Mr., Mr. Clerk is asking me for a short recess. So, at the call of the Chair, recess.

(THE MEETING WAS RECESSED BY THE CHAIR AT 10:40 A.M., AND WAS RECONVENED AT 10:41 A.M., WITH ALL MEMBERS PRESENT, EXCEPT MEMBER KING, EXCUSED.)

CHAIR LEE: Please reconvene. Okay, everybody, don't run away. Don't run away. We have gone around the world on this one. And so, there is some confusion.

Mr. Molina, can you clarify that, what your motion is?

COUNCILMEMBER MOLINA: Okay. Me again, Chair? Okay.

CHAIR LEE: You again.

COUNCILMEMBER MOLINA: I tell you, I'm such a troublemaker today. Okay. The motion on the floor was to place the name of Lorraine Sablas on Exhibit "B", she's the nominee for the Planning Commission, for a term expiring on March 31, 2025. And Exhibit "B" is for approval. That was the motion. Thank you.

CHAIR LEE: Okay. And, and you did, earlier, talk about filing the communication.

COUNCILMEMBER MOLINA: That is correct, Chair.

CHAIR LEE: We really, actually, we really did not, we covered the names of the people, but not the resolutions, yea. Not the resolutions. So, why don't we finish Ms. Sablas, yea, and then go right back to the original motion of approving the resolutions attached to 20-289 and the filing of the communications, okay? So, we're going to finish Sablas and then go back and approve all the resolutions, including the filing of the communication. Alright?

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, before we--

CHAIR LEE: Yes.

VICE-CHAIR RAWLINS-FERNANDEZ: I saw Member Hokama's hand up.

CHAIR LEE: Mr. Hokama. Mr. Hokama.

COUNCILMEMBER HOKAMA: No, I'm fine, Chair. And thank you, Keani. I'm okay. Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: Just wanted to make sure--

CHAIR LEE: Anybody else? I mean, you know, we have lots of business to cover today. I mean, like a budget, in fact, two budgets and we are stuck on this, okay. Now, we got to move. Now, all those in favor of the Sablas appointment, say "aye". Raise your hand and say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
SUGIMURA, AND CHAIR LEE.

CHAIR LEE: We got six, no wait, we got five "ayes". And then all those opposed, raise your hand, say "aye".

NOES: COUNCILMEMBERS PALTIN, SINENCI, AND
VICE-CHAIR RAWLINS-FERNANDEZ.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay, three. So, it's five, three; motion carries. The Sablas nomination is in.

Now, we need one last vote, one last motion to approve all the resolutions in 20-289 and filing of the communication.

COUNCILMEMBER MOLINA: Okay. Yea, Madam Chair, I move--

CHAIR LEE: Just say, "so, moved".

COUNCILMEMBER MOLINA: Okay.

SO, MOVED.

CHAIR LEE: Okay. And seconded? Seconded?

COUNCILMEMBER KAMA:

SECOND. SECOND.

CHAIR LEE: Moved by, moved by Member Molina, seconded by Member Kama, to approve the resolutions in 20-289 and the filing of the communication. Okay.

All those in favor of the motion, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: So, I, try, trying to count now. Okay, now, say, opposed "no", so I can see, easier to count the noes. Are there any noes? I don't see any.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay. Motion carries; eight "ayes", zero, and one "excused". Whoa, we finally got past that one. Okay.

Mr. Clerk.

DEPUTY COUNTY CLERK: Madam Chair, for the record, those are RESOLUTIONS 20-73, 20-74, and 20-75.

NO. 20-290 - YUKI LEI K. SUGIMURA, COUNCILMEMBER,
(dated May 19, 2020)

Transmitting a proposed resolution entitled "SUPPORTING MAUI COUNTY'S HEALTHCARE WORKERS, FIRST RESPONDERS, AND OTHER ESSENTIAL WORKERS AT THE FRONT LINES OF THE COVID-19 PANDEMIC".

CHAIR LEE: Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you, Madam Chair.

I MOVE TO WAIVE THE REQUIREMENTS OF COMMITTEE REFERRAL AND REPORT FOR THE RESOLUTION ATTACHED TO, TO THE COMMUNICATION IN ACCORDANCE WITH RULE 7.G. OF THE RULES OF THE COUNCIL.

CHAIR LEE: Second, somebody.

COUNCILMEMBER HOKAMA:

SECOND.

CHAIR LEE: Okay. Moved by Ms. Sugimura, seconded by Ms., Mr. Hokama, to waive the Rules of the Council. Any discussion?

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR LEE: None. Okay, none. So, all those in favor, say "aye". "Aye" raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, no.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay, it's unanimous. Motion carries; eight "ayes", zero, I mean, eight "ayes", one "excused".

CHAIR LEE: Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you, Madam Chair.

I MOVE TO ADOPT THE PROPOSED RESOLUTION
ATTACHED TO COUNTY COMMUNICATION 20-290,
INCORPORATING ANY NONSUBSTANTIVE REVISIONS, AND
TO FILE COUNTY COMMUNICATIONS 290.

Need a second.

COUNCILMEMBER HOKAMA:

SECOND.

CHAIR LEE: Moved, moved by--

COUNCILMEMBER KAMA: Second.

CHAIR LEE: --Ms. Sugimura, and seconded by Mr. Hokama, to pass the resolution attached to 20-290.

Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you. May I ask the Clerk to read the resolution in its entirety?

CHAIR LEE: Mr. Clerk.

(The resolution was read in its entirety.)

CHAIR LEE: Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you, Chair. Thank you, Deputy Clerk, for reading off the resolution. I, I wanted to, based on what you heard in the resolution, our healthcare workers, first-responders, essential workers, many of us, many of them working in the County of Maui, have shown their heroism doing, during these unprecedented times. Because of their hard work, the curve has flattened, at least for the time being, and we can slowly start to open things up for our residents.

At a minimum, we need to ensure they have adequate workplace protections and they deserve to be recognized. It was an honor to be able to participate locally in the "National Light It Blue" campaign with the public blue light display of the County Building last week Friday. Thank you, Mayor Victorino.

I also wanted to thank Go Maui for bringing forward this idea. We're calling it gratitude of aloha for the frontline essential workers. And at that time, I realize, as I was talking this through with Mr. Blackburn-Rodriguez, that you're actually talking about everybody, including cashiers. It was quite an opening, eye opening thing, cause a lot of times we think of frontline as being those in blue or, or those that help with emergency.

I would also like to thank Chair Lee for arranging with the Department of Public Works and State Highways, the digital signs that are on Haleakala Highway to say thank you and mahalo to these heroes. If my fellow Members approve this gratitude of aloha, after the final vote, I hope we'll all stand to show our respect, to show our love, and appreciation for the frontline workers for all that they are doing in our behalf during this pandemic. We are grateful with aloha. Thank you, Chair.

CHAIR LEE: Any other comments? All those in favor of the motion, say "aye".

COUNCILMEMBER SUGIMURA: Aye.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Opposed, "nay".

COUNCILMEMBER HOKAMA: Ms.

CHAIR LEE: Mr. Hokama.

COUNCILMEMBER HOKAMA: I see Ms. Rawlins-Fernandez this time with her hand up, Chair.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Hokama.

CHAIR LEE: Okay. Ms. Rawlins-Fernandez, are you going to vote "no" on this resolution?

VICE-CHAIR RAWLINS-FERNANDEZ: . . . Member Hokama. No, I am not voting "no". I am voting an emphatic "yes".

CHAIR LEE: Oh, okay.

VICE-CHAIR RAWLINS-FERNANDEZ: And I just, I wanted to just quickly thank Member Sugimura for this resolution. If, if there was anything that I would add, I, because I think that it's awesome, it's great, I would add "hazardous pay" to "BE IT RESOLVED".

COUNCILMEMBER KAMA: Yes, yes, yes.

VICE-CHAIR RAWLINS-FERNANDEZ: --would urge employers to consider hazardous pay as a--

CHAIR LEE: Anybody else? Ms. Kama. My, aren't we talkative today.

COUNCILMEMBER KAMA: Emphatically, yes. Because it's exciting; the topics exciting. But I just wanted to echo what Councilmember Rawlins-Fernandez said. You know, I, I have caregivers that come to my home two or three a day, sometimes five. This morning, I had four. And they come every day. And I know how hard they work. I know what they do.

And we talk about the hazardous pay all the time. And I'm just, I was so shocked to find out that they don't get hazardous pay. These people are going in and out of other people's homes and they are like at the frontline. These are the guys that clean people's homes, they clean people up, they, you know, they take them to the bathroom, the bathe them, they do all of these things.

Now, how hazardous does hazardous be when all you're wearing is gloves and a mask? And some of them don't even have the outer clothing to use. So, I mean, we

got to do something. But that's my urgency, is yes, hazardous pay; we have to urge somebody to do that. Thank you, Chair.

CHAIR LEE: Anybody else? If, oh, Mr. Molina. Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. I might as well throw in my two cents. Mahalo to Member Sugimura for doing this resolution, recognizing the work of these very brave individuals. And I also echo the sentiments of Member Rawlins-Fernandez and Member Kama. So, you know, I feel so fortunate that these guys are out there, cause this is not over yet. And so, you know, I just thank my lucky stars that these guys are out there for us. So, thanks to all and keep up the great work. Thank you, Madam Chair.

CHAIR LEE: Well said. Anyone else? If not, Ms., remind me not to say anyone else. Just kidding. Ms., Ms. Rawlins-Fernandez and Ms. Kama.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I just, I wanted to ask Member Sugimura if, if, it sounds like full support for that. So, I don't know if, this is Member Sugimura's resolution, I don't want to impose, but if Member Sugimura would be open to adding that if, if the Members were supportive of that; hazardous pay.

COUNCILMEMBER SUGIMURA: I have to tell you that when you were speaking there was so much echo that I don't know what you said actually when you were speaking that time, although it came, it looks like everybody was supporting it. So, would you repeat your wisdom?

VICE-CHAIR RAWLINS-FERNANDEZ: Sure. It's, so then Pro Tem Kama repeated what I said, and so did Member Molina. And it, it's to urge employers. So, the "BE IT RESOLVED" 1. That it urges employers to ensure adequate workplace protection, etc., etc." But to consider hazardous pay for these essential workers as well.

COUNCILMEMBER SUGIMURA: Okay. Fine.

CHAIR LEE: Any objections to adding that on?

COUNCILMEMBER KAMA: None.

CHAIR LEE: Anyone?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: No objections. Alright. We have Ms.--

VICE-CHAIR RAWLINS-FERNANDEZ: Hokama.

CHAIR LEE: --Kama and then Mr. Hokama.

COUNCILMEMBER KAMA: So, I took a break a few moments ago to go and talk to the workers in the room with my husband, and to thank them for what they do, you know, not just doing the resolution here but to actually tell them. And this afternoon, I'll have a new bunch of people. But I notice that--

CHAIR LEE: Ms., Ms. Kama. Ms. Kama.

COUNCILMEMBER KAMA: Yes.

CHAIR LEE: Ms. Kama.

COUNCILMEMBER KAMA: Yes.

CHAIR LEE: I can only see your eyes.

COUNCILMEMBER KAMA: Oh, okay.

CHAIR LEE: Can you adjust your?

COUNCILMEMBER KAMA: Yea. Okay.

CHAIR LEE: Okay there we go. There we go.

COUNCILMEMBER KAMA: Okay.

CHAIR LEE: Oh, now we can see your whole beautiful face.

COUNCILMEMBER KAMA: Thank you. Okay, so as I look in the resolution, I realize that we're only giving copies to the Mayor and to the Governor. And I was wondering if it would be okay to send copies to all of our healthcare agencies, to, to give the word out to their people how much we do appreciate all of them, not just the guys at the top, but the guys at the bottom; the guys who actually come into the homes to work with the patients, if that's possible.

CHAIR LEE: I don't know.

COUNCILMEMBER SUGIMURA: I don't have the addresses. I don't know. How do we, how do we find all those agencies, I guess? If there's a way, yes.

COUNCILMEMBER KAMA: There's a way. There's a way.

COUNCILMEMBER SUGIMURA: Okay. Okay.

COUNCILMEMBER KAMA: We have, we have a, we should have a list of everybody in Maui County who services, you know, like BAYADA, Mastercare, Hale Mahaolu, Ohana Care, all of those.

COUNCILMEMBER SUGIMURA: Okay, so we'll work on that list.

COUNCILMEMBER KAMA: Thank you.

COUNCILMEMBER SUGIMURA: Then let's add Mr. Rembis from the hospital also.

COUNCILMEMBER KAMA: Yea. Yea.

COUNCILMEMBER SUGIMURA: I noticed that he's not listed here. I think he should be. Thank you.

COUNCILMEMBER KAMA: Thank you. Thank you. Thank you, Chair.

CHAIR LEE: Okay. Mr. Hokama.

COUNCILMEMBER HOKAMA: Thank you. Just a couple of comments please. Thank you. Regarding the hazard pay, for me, this is going to be part of the new normal, my fellow Members. This is not going to go away in my view, and therefore, hazard pay is going to be normal pay eventually because look, this is how we're going to move forward and how we're going to live in the future.

The second thing I just wanted to say is I think we need to also recognize the needs of those that aren't the essential workers. I've gotten reports of how at times uncomfortable it is for them. They wish they could say no to certain people that is either asking for assistance or a service; particularly if they don't feel it to be a essential requirement, more of a recreational request.

And I talk about our, those that provide interisland transportation services, whether it's on the ocean or in the air. I know there's a lot of those that provide the service that are uncomfortable dealing with those, especially now regarding the 14-day travel restrictions or whatnot. That they work every day, they see people flying back and forth on their equipment, and yet, they wondering what is the impact to themselves as an employee of a particular company.

So, I just share that, because if we're going to make this work, especially for our County and our three sister-islands, we're going to need to figure out what is the safe way to get our people back and forth on a regular basis without the need of our critical restrictions whereby they themselves cut off their own livelihood of income. So, I think we, we need to find ways of assisting our business community in that manner, Chair. And I thank you for letting me share that point of view.

CHAIR LEE: Alright. Anybody else? If not, all those in favor of the motion, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, nay.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Carried, motion carried unanimously; eight "ayes" and one "excused".

You realize we're only on page 3, yea? So, we're going to have to pick up the pace a little bit.

Mr. Clerk.

DEPUTY COUNTY CLERK: Madam Chair, for the record, that is RESOLUTION 20-76.

(See pages 154 through 156 for discussion and action.)

DEPUTY COUNTY CLERK: Chair, proceeding with county communications for referral. The following county communications are recommended for referral to the following committees as noted.

NO. 20-291 - MICHAEL WILLIAMS, CHAIR, COST OF GOVERNMENT COMMISSION, (dated April 9, 2020)

Transmitting the Cost of Government Commission's Report on the County of Maui's Grant to the Maui Visitors Bureau, dated April 2020.

The recommended action is that County Communication No. 20-291 be referred to the Economic Development and Budget Committee.

NO. 20-292 - SCOTT K. TERUYA, DIRECTOR OF FINANCE, (dated May 5, 2020)

Transmitting two reports on the settlement of claims as of March 31, 2020.

The recommended action is that County Communication No. 20-292 be referred to the Economic Development and Budget Committee.

NO. 20-293 - SCOTT K. TERUYA, DIRECTOR OF FINANCE, (dated May 13, 2020)

Transmitting the Director of Finance's Quarterly Report for Fiscal Year July 1, 2019 to June 30, 2020 and the Capital Improvement Projects Report as of March 31, 2020.

The recommended action is that County Communication No. 20-293 be referred to the Economic Development and Budget Committee.

NO. 20-294 - MICHELE M. YOSHIMURA, BUDGET DIRECTOR, (dated May 14, 2020)

Transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX A, PART I, GRANTS AND RESTRICTED USE REVENUES – SCHEDULE OF GRANTS AND RESTRICTED USE REVENUES BY DEPARTMENTS AND PROGRAMS, DEPARTMENT OF FINANCE (CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT))".

The recommended action is that County Communication No. 20-294 be referred to the Economic Development and Budget Committee.

THE PROPOSED BILL ATTACHED TO COUNTY COMMUNICATION NO. 20-294 WAS PASSED ON FIRST READING LATER IN THE MEETING AND ASSIGNED BILL NO. 61 (2020). COUNTY COMMUNICATION NO. 20-294 WAS THEN FILED. See pages 61 through 79 for discussion and action.

NO. 20-295 - MICHELE M. YOSHIMURA, BUDGET DIRECTOR,
(dated May 19, 2020)

Transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C – CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF PARKS AND RECREATION; COUNTYWIDE; COUNTYWIDE PARKS AMERICANS WITH DISABILITIES ACT (ADA) IMPROVEMENTS; COUNTYWIDE PARK PLAYGROUND IMPROVEMENTS".

The recommended action is that County Communication No. 20-295 be referred to the Economic Development and Budget Committee.

THE PROPOSED BILL ATTACHED TO COUNTY COMMUNICATION NO. 20-295 WAS PASSED ON FIRST READING LATER IN THE MEETING AND ASSIGNED BILL NO. 62 (2020). COUNTY COMMUNICATION NO. 20-295 WAS THEN FILED. See pages 79 through 82 for discussion and action.

NO. 20-296 - KEANI N.W. RAWLINS FERNANDEZ, CHAIR, ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE,
(dated May 15, 2020)

Transmitting County Communication 20-42 from the Director of Finance, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE OFFICE OF THE AUDITOR, STATE OF HAWAII, TO AUDIT THE SCHEDULE OF ALLOCATIONS OF THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII".

The recommended action is that County Communication No. 20-296 be referred to the Economic Development and Budget Committee.

THE PROPOSED BILL ATTACHED TO COUNTY COMMUNICATION NO. 20-296 WAS PASSED ON FIRST READING LATER IN THE MEETING AND ASSIGNED BILL NO. 63 (2020). COUNTY COMMUNICATION NO. 20-296 WAS THEN FILED. See pages 84 through 88 for discussion and action.

NO. 20-297 - KEANI N.W. RAWLINS-FERNANDEZ, COUNCIL VICE-CHAIR,
(dated May 19, 2020)

Relating to Maui County grants procedures.

The recommended action is that County Communication No. 20-297 be referred to the Economic Development and Budget Committee.

NO. 20-298 - KEANI N.W. RAWLINS-FERNANDEZ, COUNCIL VICE-CHAIR,
(dated March 19, 2020)

Transmitting a proposed resolution entitled "ESTABLISHING THE MĀLAMA MAUI COUNTY PLEDGE".

The recommended action is that County Communication No. 20-298 be referred to the Environmental, Agricultural, and Cultural Preservation Committee.

NO. 20-299 - SCOTT K. TERUYA, DIRECTOR OF FINANCE,
(dated May 12, 2020)

Transmitting a proposed resolution entitled "AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL ORRICK, HERRINGTON & SUTCLIFFE LLP, FOR THE COUNTY OF MAUI 2020 GENERAL OBLIGATION BOND ISSUANCE".

The recommended action is that County Communication No. 20-299 be referred to the Governance, Ethics, and Transparency Committee.

THE PROPOSED RESOLUTION ATTACHED TO COUNTY COMMUNICATION NO. 20-299 WAS ADOPTED LATER IN THE MEETING AND ASSIGNED RESOLUTION NO. 20-77. COUNTY COMMUNICATION NO. 20-299 WAS THEN FILED. See pages 82 through 84 for discussion and action.

NO. 20-300 - KARLA H. PETERS, DIRECTOR OF PARKS AND RECREATION,
(dated May 8, 2020)

Transmitting the semiannual report regarding park dedications for each community plan area for the period of October 1, 2019 through March 31, 2020.

The recommended action is that County Communication No. 20-300 be referred to the Healthy Families and Communities Committee.

NO. 20-301 - KARLA H. PETERS, DIRECTOR OF PARKS AND RECREATION,
(dated May 11, 2020)

Transmitting a proposed resolution entitled "AUTHORIZING THE ISSUANCE OF A PERMIT OF ELEVEN CONSECUTIVE DAYS FOR USE OF THE HANA BALL PARK, HANA BEACH PARK, HELENE HALL, HANA COMMUNITY CENTER MAIN HALL AND HANA COUNTY PARKING LOTS FOR THE 2020 FESTIVALS OF ALOHA PURSUANT TO SECTION 13.04.A.100(D), MAUI COUNTY CODE".

The recommended action is that County Communication No. 20-301 be referred to the Healthy Families and Communities Committee.

(See pages 58 through 60 for discussion.)

NO. 20-302 - YUKI LEI K. SUGIMURA, COUNCILMEMBER,
(dated May 14, 2020)

Relating to the development or review of a county wide system for online invoicing and online payment.

The recommended action is that County Communication No. 20-302 be referred to the Water, Infrastructure, and Transportation Committee.

COUNCILMEMBER SINENCI: Chair. Can you--

CHAIR LEE: Mr. Sinenci, did you ask something? Did you say something?

Mr. Molina, did you say something?

Mr. Hokama, did you say something?

VICE-CHAIR RAWLINS-FERNANDEZ: It was Member Sinenci, Chair. But Member Sinenci is muted.

CHAIR LEE: Okay. I don't see him that's why.

Mr. Sinenci?

COUNCILMEMBER SINENCI: Okay, hold on. Let me--

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, perhaps staff can ping Member Sinenci's video, so you'll be able to see him. Because he's, his audio is coming from the screen.

CHAIR LEE: Okay. We see you.

COUNCILMEMBER SINENCI: Can you hear me?

CHAIR LEE: Yes. And we hear you too.

DISCUSSION RELATING TO
COUNTY COMMUNICATION NO. 20-301

COUNCILMEMBER SINENCI: Okay. Thank you. I request consideration of County Communication 20-301.

CHAIR LEE: Yes. What about 301? These are going to be referred.

COUNCILMEMBER SINENCI: Request consideration.

CHAIR LEE: Consideration for what? Wow, that's a lot of feedback. I know. Can you move your microphone away from your speaker? Or your phone, can you move your phone away from your speaker?

COUNCILMEMBER SINENCI: Can you hear me?

CHAIR LEE: Yes.

COUNCILMEMBER SINENCI: Thank you, Chair.

I MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE
REFERRAL AND REPORT FOR THE RESOLUTION

ATTACHED TO COUNTY COMMUNICATION 20-301, IN
ACCORDANCE WITH RULE 7.G. OF THE RULES OF THE
COUNCIL.

CHAIR LEE: Second. Is there a second?

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: Okay. Moved by Member Sinenci, seconded by Vice-Chair Rawlins-Fernandez, to waive the Rule of the Council.

Any discussion? Mr. Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair. Approval of my motion by a two-thirds vote of the entire membership of the Council will enable this body to consider the proposed resolution today. The Festivals of Aloha is a decades long tradition in Hana and this resolution would further that tradition by simply, once again, allowing the use of the County facilities every October beyond the five-day requirement.

CHAIR LEE: Mr., Mr. Sinenci, we're only, we're only talking about waiving the Council Rule.

Okay. Ms., Ms. Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. May I ask Member Sinenci the time-sensitivity to CC 20-301?

COUNCILMEMBER SINENCI: Thank you, Member Rawlins-Fernandez. Yes, the Aloha Week Festivals are normally in October. And so, this, again, this has been a festivals, a decades long tradition in Hana and we're unique in a, in a way that our Aloha Week Festivities--

VICE-CHAIR RAWLINS-FERNANDEZ: Mr. Sinenci.

COUNCILMEMBER SINENCI: Yes.

VICE-CHAIR RAWLINS-FERNANDEZ: You're asking us to waive our Rules, so that we can take action on this today? My question was just the urgency of it. Why, why does it need to, why do we need to waive Council Rules and not refer it to Committee and take action on the floor, if the Festival is in October? So, yea just if you, you wouldn't, if you would mind speaking to that, the urgency?

COUNCILMEMBER SINENCI: If the Council is open just for expediency and so that we just kind of push it through, and so that we don't have to worry about it when it does come up.

CHAIR LEE: Anybody else? Mr. Hokama.

COUNCILMEMBER HOKAMA: Yea, I plan to post this timely, Chair. So, I won't be supporting the motion. Thank you.

CHAIR LEE: Anyone else? Mr., Ms. Sugimura. Can't hear you.

COUNCILMEMBER SUGIMURA: Okay. I understand Mr. Sinenci's urgency for wanting to take it up in his community. But I support Member Hokama taking this up in his Committee, because I just have a question, which I'm waiting to hear back from the Mayor, what, what events are going to happen and not. Just because of the COVID-19 and who can gather, and not only this, but Obon, I mean, there's a lot of events that happen.

We're starting to see some get canceled. But I would rather have a larger discussion, because there's impacts that are now public health-related that are going to impact events that have been scheduled kind of routinely, throughout the community. And Hana has done a great job with Aloha Festivals, Aloha Week. You're the only one that still does it for a whole weeklong and I understand your urgency. But I'm going to, I'm going to vote against it, because I want to have a longer discussion about what is happening in Mr. Hokama's Committee. So, I apologize, Mr. Sinenci.

COUNCILMEMBER SINENCI: No worries. Chair, thank you. Yea, I appreciate the Members responses. And thank you, Member Hokama, for bringing it up.

AND I TOO, I CAN WITHDRAW MY MOTION TODAY AND
THEN I CAN WAIT FOR IT TO BE, COME UP IN MEMBER
HOKAMA'S COMMITTEE.

Thank you, Chair.

CHAIR LEE: Alright. So, where are we? That was 301, so we're still with referrals, right? Okay. Any other comments or questions. Or any objections?

Ms., Vice-Chair Rawlins-Fernandez.

DISCUSSION RELATING TO
COUNTY COMMUNICATION NO. 20-294

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Consideration on item County Communication 20-294; a bill for an ordinance amending the Fiscal Year 2020 Budget for the County of Maui, Appendix A for the \$67 million Coronavirus item.

I MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE
REFERRAL AND REPORT IN ACCORDANCE WITH RULE 7.G.
OF THE RULES OF THE COUNCIL.

COUNCILMEMBER HOKAMA:

SECOND.

CHAIR LEE: Okay, seconded. Moved by Vice-Chair Rawlins-Fernandez, seconded by Mr. Hokama, to waive the Rules of the Council.

Any discussion, Ms. Rawlins-Fernandez?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. So, as Ms. Yoshimura our Budget Director spoke with us last week Thursday in EDB meeting, we know that it's the \$67 million is, will need to be recognized in FY '20 Budget. And the quicker we can recognize that item, as soon as it passes out the Legislature, we'll be able to start encumbering the funds as quickly as possible. And I guess I will also request that staff now unpin Member Sinenci, because he's still on the TV.

CHAIR LEE: Unpin Mr. Sinenci. Okay there we go.

VICE-CHAIR RAWLINS-FERNANDEZ: If, if Members will support the motion to waive.

CHAIR LEE: Alright anymore comments? If not, all those in favor of waiving the Rules, say "aye"? Raise your hand, say "aye"?

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Okay. Those opposed, say "no".

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries unanimously; eight in favor and one "excused", Ms. King.

Okay. Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO PASS THE PROPOSED BILL ON FIRST READING
AND TO FILE COUNTY COMMUNICATION 20-294.

COUNCILMEMBER HOKAMA:

SECOND.

CHAIR LEE: Moved by Ms. Rawlins-Fernandez, seconded by Mr. Hokama to pass the bill on first reading and filing of the communication.

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Councilmembers, the proposed bill is to add an appropriation entitled "Coronavirus Aid, Relief, and Economic Security Act (CARES Act)," under the Department of Finance in the amount of \$67 million in accordance with the CARES Act Public Law 116-136, enacted on March 27, 2020. Maui County is anticipating to receive \$67,598,757 *[sic]* from State to be used to address the economic fallout due to COVID-19.

As discussed in your Economic Development and Budget Committee meeting of May 21, 2020, the State was provided \$1.25 billion for expenditures that are necessary and incurred due to the public health emergency with respect to COVID-19; not accounted for in the budget mostly, most recently approved as of March 27, 2020; and incurred between March 1, 2020 and December 31, 2020.

State Senate Bill 75, as amended, appropriates CARES Act funding with the following conditions: 1) The County of Maui shall coordinate with the Department of Health and appropriate, an appropriate, appropriate medical and nursing professionals with, when implementing contact tracing and testing programs; 2) The Mayor of the County of Maui shall consult with the Maui County Council before expending any of the funds appropriated by this section; and 3) Beginning June 1, 2020 the County of Maui shall submit a monthly report to the Governor and the Legislature that details all allocations

and expenditures. Senate Bill 75 was submitted to the Governor for his approval on May 21. I ask for the Council, Councilmembers full support of this motion.

And regarding the Section 2 of SB75, consultation clause. So, that consultation clause was put in SB75 because of the concerns the Councils had in ensuring collaboration between the legislative and executive branches for all counties. And as was discussed in last Thursday's meeting, as the Budget Chair, I will be scheduling updates on the Coronavirus funding, all of the funding, all of the grants; including the CARES Act for consistent updates, and collaboration on expending the funds.

Yea. And, and we also have Budget Director Yoshimura on the line, if Members have any additional questions. Mahalo, Chair.

CHAIR LEE: Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: Sorry and Managing Director Sandy Baz is also on the line if Members have questions. Mahalo, Budget Director and Managing Director.

CHAIR LEE: Thank you.

Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Well, first, this is wonderful news that we're getting this \$67 million. But for the purposes of clarification, in an effort to balance the budget, if we're receiving this \$67 million, does the addition of this funding need to be offset by expenditures of the \$67 million or, or would that, or could we just simply attach the letter that we'd received the breakdown at our most recent EDB meeting to this bill? I don't know if maybe Member Rawlins-Fernandez can comment on that, or Director Yoshimura?

CHAIR LEE: Either one.

VICE-CHAIR RAWLINS-FERNANDEZ: I'm sorry, Member Molina. What was your question exactly?

COUNCILMEMBER MOLINA: Yea, the question is, okay, now we're receiving this \$67 million, so into this budget. So, should it be reflected to offset the expenses of the \$67 million to balance the budget? And can we just use that letter, breaking down the expenses that was submitted to us by Administration at last week's EDB meeting and attach it to this bill to reflect that expenditures of the \$67 million we're receiving?

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. So, I, I think what I'm hearing Member Molina ask is if because we're receiving the \$67 million in FY '20, would we be able to use funding to offset budget items in the FY '21 Budget? Is that your question, Member Molina?

COUNCILMEMBER MOLINA: No, no, for this Budget; FY '20? Because we're receiving the monies, yea, so should we then show, should we reflect the expenditures of the \$67 million to balance the budget, to show a balanced budget?

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, I see. Okay. Yea, the budget just needs to be balanced when we, when we adopt it. Because then, throughout the year, throughout the fiscal year, it's not necessarily balanced. And it looks like Managing Director Baz would like to add to that.

MANAGING DIRECTOR: Chair, I think--

CHAIR LEE: Mr. Baz.

MANAGING DIRECTOR: Good morning, Members. Thank you for allowing me to participate in this morning's meeting. So, Member Molina, the money that are, is coming in is going to be grants to the County. And so, that will be an amendment to Appendix "A". Those amendments just show the recognition of the funds. The, the other part of the budget, the Operating Budget, the first section is what the balanced budget is regarding. So, it shows the income and expenditures. But all the Appendix "A" is just a grant, the revenue coming in. And then the expenditures are based on the requirements of the grantor.

COUNCILMEMBER MOLINA: Okay. So, we, we wouldn't need to attach that letter of the expenditure breakdown that was given to us last week to this bill, then?

MANAGING DIRECTOR: No. We, we're working with the State as far as the allowable expenditures in detail, things like that. And then we'll provide to you reports on that. And we'll get into that here in a second.

COUNCILMEMBER MOLINA: Okay. Great. Thank you for that clarification. Thank you, Madam Chair.

CHAIR LEE: Any other questions?

Mr., I have a question. Of course, I can't find my paperwork; there's like millions in front of me. But I do remember, Mr. Baz, that part of the breakdown that you gave us was like something like \$18 million for training. Do you recall that?

MANAGING DIRECTOR: Madam Chair.

CHAIR LEE: Yes.

MANAGING DIRECTOR: Yes, Madam Chair, if you don't mind, I do have a presentation for the Council's consideration if you'd like? It'd probably take about five minutes or so.

CHAIR LEE: Right now?

MANAGING DIRECTOR: Or whenever.

CHAIR LEE: You're going to be making change, you're going to make, be making changes to the breakdown that you gave us?

MANAGING DIRECTOR: Little bit, yes. And providing more information on the breakdown.

CHAIR LEE: Okay. Members, if you have no objections. You sure it's five minutes? Cause we got a whole bunch of other things we got to cover.

MANAGING DIRECTOR: Yea, yea, I'll quickly go through it.

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. Alright.

MANAGING DIRECTOR: Thank you.

CHAIR LEE: Go ahead.

COUNCILMEMBER KAMA: Shoot.

CHAIR LEE: Proceed.

MANAGING DIRECTOR: Yea, hold on one second. Let me share my. Okay, you guys can see my PowerPoint, "County of Maui COVID-19 Emergency Update"?

CHAIR LEE: Yup.

MANAGING DIRECTOR: Okay. Great.

CHAIR LEE: And then you're going to send this to us in writing at some point?

MANAGING DIRECTOR: I, I'll, yes, I'll send you a pdf here shortly. So, basically, the COVID-19 emergency objectives remain the same; protection of the health and safety of our community, maintaining the health care readiness, reliable and accessible testing and contact tracing, supporting the economic recovery, and building a resilient community. So, expenditures of the \$67 million will be based on these objectives, right; \$66,598,757?

So, Madam Chair, the Vice-Chair Rawlins-Fernandez went over these details in the opening remarks, so I'll just skip through here. There's a criteria that's set forth by the Federal government, as well as by Senate Bill 75, which was passed out of the State Legislature on the 21st and has been enrolled to the Governor for signature.

So, the CARES Act, this is the breakdown. We've modified it a little bit here. But major categories: Community Support, Public Safety, Property Acquisition, Maui Recovery Initiative, Administrative Costs, Equipment and Construction are in these areas here.

So, Community Support, what we're looking at, in for the \$26 million is supporting childcare and youth services. So, health and safety measures for childcare providers, summer programs, things like PALS Program, as well as preschools and other, other centers.

Food Distribution, which we've been doing already and will continue to do through Maui Food Bank, Feed My Sheep, Salvation Army, and many, many others that are supporting our community through food distributions. We also support farmers and ranchers with a relief program. Basically, it helps to buy the produce and products from them to be able to donate and distribute in these food distribution.

The Homeless Support, we're looking at sheltering expansion and extending services.

Social and Family Support, include elderly care, mental health, domestic violence, and special needs that have been brought about by, especially by the, the COVID-19 and the economic downturn that's affected our community so much.

The Microbusiness Support will continue to do small business grants and loans.

And Workforce Assistance, workforce development training, agricultural development and things like the H.E.L.P. Program.

In the public safety area, we're looking at, you know, supplies, sanitation, and social distancing opportunities for, this is Emergency Management, Fire and Public Safety, Police, and Prosecuting Attorney's; specifically, our public service agencies. And you

can see here, some of the details it includes; message boards for notifying our community of different issues, training all of our staff and things like that in public safety area. They have asked for some vehicles, initial helicopter service, morgue facilities, especially for Lanai and Molokai, and the extra for here on Maui. And then payroll and overtime costs for first-responders response to COVID-19 and monitoring of our community and making sure that they're following the rules, things like that.

Property Acquisition and Construction, we're looking at additional office space for, allow for social distancing, you know, physical distancing in offices right now. We're significantly cramped, as you're very well aware. And so we want to be able to make sure that there's enough office space that those who are coming back to work physically will have space so that they're not cramped up with other people.

Emergency shelters, you know, again, relieving overcrowding and providing temporary emergency shelters, homeless, and also, as we come into hurricane season, you know, what are we going to do with the shelters available for that?

And, you know, support our medical care through, you know, isolation and quarantine facilities as well.

So, Maui Recovery Initiatives. This is the, the building our economic recovery, includes, you know, we're looking at some of these programs for different industries, economic diversity; including, you know, new product development, as well manufacturing that you've seen some examples of so far. More investment in technology and healthcare industries to diversify our economy.

Support for the tourism industry in recovery, and also in transformation and education into what Mayor calls the "new normal".

Food Security, as well, is a high priority of our recovery; farming of all types, animal production and management, commercial fishing and farming. And then we're developing food hubs and other distribution channels for our products to make sure that they can be accessible to our local residents.

Administrative Costs is personnel administrative costs. You know, over, overhead, and salaries, and things for official projects, like our quarantine sites, our temporary emergency shelters. And also enhanced information acquisition doing research, things like that.

Public outreach, press conferences, media advisories in, you know, we have these different programs that we're promoting, wanting to make sure that their community

understands and aware of those website, and social media, public announcements, video, PSA's, posters, remote online learning and testing for our employees.

We have civil service testing that still needs to be maintained. And so, making sure it's accessible for those with the, without being physically located in the County Building. And then also some payroll overtime costs as I mentioned.

Equipment and services, we're looking at, you know, remote worksites, taking equipment and, you know, support through broadband, and helping the rural communities have an enhanced broadband; especially, you know, Hana, as referenced by Member Sinenci's connectivity in the, in this meeting. They need support, right? So, those kind of things.

Our Departments have asked some for vehicles, additional vehicles to promote social distancing, yea, within the vehicles themselves, instead of cramping employees all into one vehicle. Providing services such as meal deliveries, assisted transportation for our elderly.

Sanitation; the machines, equipments, supplies and contracts.

Office Renovations that are required as well for, to support social distancing.

So, Madam Chair, the next steps are to appropriate the funds from the State. We are asking for an amendment to Appendix "A" that will add the Department of Finance. They will be the lead department to approve expenditures and be responsible for a detailed report to the Governor, Legislature, and then we're also adding to the Council.

We're hoping, Madam Chair, that this gets first reading on May 26, and second reading on June 5 so we can start to either reimburse funds that we've already expended or plan to use these funds for the future. We do have a deadline. Again, it has to be appropriated in the 20, Fiscal Year '20 Budget and then we have a deadline of expenditure until December 30, 2020.

We're expecting the Governor to sign SB75 here shortly and release the funds to the County. And we'll be working on a Memorandum of Understanding with the State, including, you know, specific guidelines for expenditures and again reporting requirements begin on June 1.

Okay, so that's it for specifically the CARES Act. I do have some additional items as we get into this if you have questions about other grants or some of the programs and reports on the programs that we've been working on so far. That was five minutes.

CHAIR LEE: Okay. Was that additional items?

MANAGING DIRECTOR: No.

CHAIR LEE: In addition to the \$67 million?

MANAGING DIRECTOR: Yes, it is.

CHAIR LEE: Oh okay. Alright. Anybody have questions on the \$67 million presentation?

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I think Member Paltin's hand up was before mine.

CHAIR LEE: I don't even see her hand. I don't even see her.

Ms. Paltin.

COUNCILMEMBER PALTIN: I'll, I'll yield to the Budget Chair. I just wanted to get in line for the questions, if Member Rawlins-Fernandez wanted to go first.

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, okay. Mahalo Member Paltin.

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: It'll, it'll be quick. Two questions. One, Managing Director Baz, if you'd like to stop sharing your screen. So, I didn't see testing and contact tracing. Has the State stated that they will take care of that, so counties won't need to now?

MANAGING DIRECTOR: Yes, so they--

CHAIR LEE: Mr. Baz.

MANAGING DIRECTOR: Thank you, Madam Chair. The State Department of Health has worked with the University of Hawaii, and including Maui Campus, on supporting contact tracing, specifically. They have educational opportunities and job opportunities for people that would like to do contact tracing.

And the enhanced testing, we've been working with the local providers to, to do that. The outpatient service providers here on Maui, or in Maui County, are happy to provide

the testing as needed, as well as any other, if we need support, again, you know, if either mass testing or drive-thru's as you've seen before we have that capability. And the financial impact of that is very little to the County.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Managing Director Baz. Cause initially--

CHAIR LEE: Mr.--

VICE-CHAIR RAWLINS-FERNANDEZ: --there was a question about whether counties were going to need to handle that or if State was. And then State received an additional \$50 million or something to take care of testing and contact tracing, right?

MANAGING DIRECTOR: Yes. Senate Bill 75 was amended on, I think on Thursday before it passed final reading. And they did readjust some of the funding that was allocated in there and supported more testing, contact tracing, things like that for Department of Health. And I think they are getting, you're right, they're getting additional funding from other Federal sources as well.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Managing Director Baz. And then my last question is regarding one of the comments you made in your presentation. You said that you would be reimbursing some of the items that we already spent County funds on. So, in, on Thursday, my understanding was that we would not be able to supplant or reimburse County funds, but now we can.

MANAGING DIRECTOR: So, well, to a certain extent, yes, we can. The funding is available from, for expenditures from March 1 until December 30, right? So, if we have expenditures that were unbudgeted prior to March 26, then those expenditures can get reimbursed. It's, it's where, you know, it's meant to say, you know, if we have a normal operation that's budgeted, we can't just supplant that with, with County funds and, and, I mean with Federal funds. That's what that that comment meant.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. That's great. Mahalo, Managing Director. That's great news. Thank you. Mahalo, Chair.

CHAIR LEE: Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. I just had a few questions. The first one, thank you very much for the presentation Director Baz. Wondering if we can get a copy of that presentation to the Clerk or put on Granicus or something?

MANAGING DIRECTOR: Yes, we will.

COUNCILMEMBER PALTIN: Thank you. Second question, when the time is appropriate, do you have any objection to adding in wording, you know, like the standard language that the funds will be spent in accordance as it was presented in this presentation?

MANAGING DIRECTOR: I, well, I don't think you can do that, but I'd leave that to the attorneys. But I just, between Thursday and today, we've had amendments to this, right? So, I wouldn't want to lock in the ability for us to spend these monies to what we just presented today. I, I don't think that's a reasonable expectation.

COUNCILMEMBER PALTIN: So, what assurances that we're not just writing a blank check is there? What kind of assurances?

MANAGING DIRECTOR: Yea, so the Federal government has, you know, made sure that the expenditures were only for COVID-19 specific purposes. We will be working with the State. And, and, you know, the Governor is very concerned, because he's the one that's getting the money for the neighbor island counties and giving it to us, right? So, he's accountable for the expenditures that, that we're doing. And so, yea, there's going to be a significant amount of oversight on this, as well as our Director of Finance will be evaluating each and every expenditure to make sure that they're appropriate.

COUNCILMEMBER PALTIN: Okay. Then, I guess my final question is, you know, I, I, I did receive messages, how important this is and that many small businesses are just on the verge of, of, of shutting down and how much people that they employ.

And I just was wondering if you could, if, if you don't have the answer right now, if you would at least think on it and, and get back to us as to when we give small business the financial support. How do we ensure that it's not just a knee-jerk reaction that needs, people need help but that we're ensuring that they're going to withstand the test of time and it's not to let them survive just another few months? But that, you know, they have a strategy or there's a vision in place to, to adapt to the new normal and continue on. And it's not just to give them five more months relief and then they close down if, if you know what I mean?

And, and what type of strategies we can employ to that, the, the businesses that we help are locally owned and operated businesses as opposed to say, I mean nothing against ABC Stores but, you know, like we want to keep the things that make Maui special like Komoda's open before we help out ABC Stores or Ross' or whatever it is like that. So, just, I don't know if you have anything that you can speak to right now as to a strategy to help businesses in a way that isn't just propping them up for a few months, but ensures that, you know, the unique businesses of, that are owned and operated locally, continue on beyond the new normal.

MANAGING DIRECTOR: Yea, so Madam Chair and Member Paltin, thank you. So, the program we have going right now, the Microbusiness Support Program, specifically evaluates that. They have a committee that evaluates every single application and looks at their plan for not just what the needs are for the application itself, but their sustainability for the future. And so, as we provide them the financial support, that's kind of what we're looking at too. Because we don't want to, you're right, we don't want to just give them a month or two worth of operating funds, and then they go bankrupt, you know, three months later. We want to make sure that these are sustainable and they're small businesses.

They're very, I think the criteria for this current program is 10, is 10 employees or less and so that's one of the, you know, big criterias to make sure we're helping really small local businesses. Larger businesses have that PPP Program from the Federal government, and I've heard that there's going to probably extend that. So, there is, you know, other financial support from the Federal government for that specifically.

The other thing that we're doing is really about that recovery initiative slide that I talked about in making sure that we have, you know, not just the support for the businesses, but a support for a customer-based distribution channels to make sure the businesses have customers, right? You know, that was kind of the original initiative of the Made in Maui County Festival and it, you know, that's, that's an example of what some of the stuff that we're going to be doing to support them.

COUNCILMEMBER PALTIN: Okay. Thank you. Thank you so much, Chair. I'll yield my time to the other Members. I don't want to go beyond a few minutes.

CHAIR LEE: Anyone else?

COUNCILMEMBER SINENCI: Chair.

CHAIR LEE: Ms. Sugimura, first. Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thanks for this update and appreciate sharing the PowerPoint presentation so we can keep track of all these small changes, but important. I just wondered, on the recovery, in line with must, with what Ms. Paltin is talking about. I'm concerned about the many hotel workers who were furloughed when the, the change happened, which was sudden, and allow them then to help, have their health insurance. And I'm wondering how long the hotels can sustain that.

And I wonder if the Administration would set up a program so that you could help the workers have their health insurance. Because I think health insurance, from what I

understand, is so expensive that if they lost it, then that's going to be shall I pay my rent, or shall I pay my health insurance for my family. And I, I think it's a, it's a big COVID-19 impact. So, I wonder if Administration is looking for, to develop something like that through this recovery of the section, or of the 67, \$66.6 million?

MANAGING DIRECTOR: Sure. So, what, what we're currently doing is the H.E.L.P. Program does allow for payment of medical insurance, like COBRA payments if that's the desire of the person. You know, they only have a limited amount of funding, you know, so, or allocation per family, right? So, they have to prioritize what they're going to spend it on. And if we put in more funding, we're looking at maybe increasing that a little bit, so each family can have a little bit more support. We have second month applicants already, as we, I can provide you an update on the H.E.L.P. Program a little bit later if you'd like. But, so that's one area.

Getting them back to work is the, is the best thing that we can do. And you know, helping the, the hotels to open up quickly and making sure that, you know, we have a vibrant economy in that area is part of what we're doing as well, cause then, you know, they're back to work and they're getting paid to do And they get health insurance as, as . . . , rather than, you know. I mean, we do our, what we can to support them in those areas. But yea, right now, the H.E.L.P. Program and then just trying to get them back to work as soon as possible.

COUNCILMEMBER SUGIMURA: So, I, just a follow-up to that is that I understand the COBRA process that means the employee was terminated and they pay for the health insurance. And I'm just wondering if there's something that we can look at so that the employers, which are keeping them in their health insurance and not COBRA, and not terminated, but keeping them on the furlough status is probably more important to me, and I wonder if the Administration would take a look at it? So, that's what I'm saying; not, not terminate, but to keep them on the furlough status, maybe work with the employers so that they can then participate 50-50 or something and just, just keep the employees on the payroll so to speak, you know. Thank you. Thank you, Mr. Baz.

MANAGING DIRECTOR: Okay. Thank you.

CHAIR LEE: Anybody else?

COUNCILMEMBER MOLINA: Chair.

COUNCILMEMBER SINENCI: Chair.

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Chair. Just a couple quick questions for Mr. Baz. Hearing last week, I believe Member Rawlins brought up the subject of stimulus checks, maybe using some of this funds to give to people, and I think the answer was no, the Administration wasn't going to do that. But in listening to the line of questions from Member Sugimura, I'm kind of inclined to hope that the Administration would consider that. It may not have to be like 1200 from the Federal government, but maybe 500 bucks, 700 bucks, because, earlier, Mr. Hokama was saying this pretty much just hit the tip of the iceberg as far as the problems that's going to escalate with the effects of COVID-19; people have to pay their rents and their health insurance, and so forth. So, I'm hoping the Administration can consider that.

And my other question is with regards to the acquisition of property. I know you cannot get into any specifics if you're in the middle of negotiating with a property owner, but what were the reasons you're looking at requiring property for, as it relates to COVID-19?

MANAGING DIRECTOR: Okay. So, right. So, the first question about stimulus checks, we're not going to do stimulus checks. Stimulus checks, as presented by the Federal government, just blanketed out to everybody. What we're doing is targeting support through like, programs like the H.E.L.P. Program and other areas where it's based on the need. If somebody lost income, a portion, hours, or their job completely, whatever, then, you know, we'll support them and function through the H.E.L.P. Program and other types of programs like that. But I don't think we would just send a check to everybody in Maui County for a certain dollar amount. So, yea, the, the stimulus check like that is not going to happen.

But we do have, and then, so to answer your second question, property acquisition. Again it's, you know, our current office spaces are based on about half amount of office space that they used to have in the 80's and so it's very cramped. And so, we want to make sure that we have enough space for people to, to operate. Just in your own offices, you usually have two people working in that little section right outside of your office and, and that doesn't fit well for social distancing require, requirements.

So, you know, that, that's a need that we're going to have to be able to, to look at to address, and work with the Council Chair on what opportunities we have for that. But that, that's just a small example. Many, many of our offices, especially in this building, have back to back people and not social distancing. They're not physically separated enough to have everybody at work at the same time and still have a safety issue for that arena. So, that's one portion of it.

And then, we're looking at temporary emergency shelter expansion. You saw the project that's going on Waiale, at Waiale Park there. We're looking for a more

permanent site, if you want to call it that, that would be a little more conducive in having people have a place to be for a longer term. You know, again, just till emergency sheltering and, and then hopefully transitioning to longer term housing if, once we make that available as well. But we need to get people housed at this point, and so those are some of the areas, we're looking at that.

And then, should we have a second wave, we need to make sure that we have the facilities available to have a large quarantine or isolation capabilities. You know, some of the, or municipalities on the mainland have bought hotels. I don't think we're going to be doing that but, you know, we, we might figure out and buy a building and retrofit it so that we can have space for people to be isolated and quarantine if, if needed. So, yea, that's really what this acquisition is.

COUNCILMEMBER MOLINA: Okay. Thank you, Mr. Baz. You more than answered my question; excellent. So, and then just, you know, at some point could keep us updated with how much the H.E.L.P. Program is giving out per family in lieu of giving out stimulus checks at some point in the future. But thank you for your responses.

MANAGING DIRECTOR: I think I have a report today if the Chair wants me to provide that.

COUNCILMEMBER MOLINA: Thank you.

CHAIR LEE: I think Mr. Sinenci had his hand up.

VICE-CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SINENCI: Thank you, Chair. Can you hear me?

CHAIR LEE: I'm sorry. I can't see you that's why. I can't, can see everybody else, but I can't see you.

COUNCILMEMBER SINENCI: Yea, I've got my phone on as well. So, yea, thank you, Mr. Baz, for your presentation. It looks like Member Molina asked my questions about the stimulus check. I know that Honolulu County does the stimulus checks out to the all the residents. For me, I think it's, it's a quick way of getting those CARE Funds out to the community and quickly to boost our economy if, if we did those types of, because right now, I mean, with the H.E.L.P., we're getting people that are already on to their second, second stimulus and, and other peoples that have not received any from, from the County. So, that was just my comments about, you know, maybe reconsidering or, or looking into those stimulus checks for our residents. Thank you.

MANAGING DIRECTOR: I'll discuss it again with the Mayor.

VICE-CHAIR RAWLINS-FERNANDEZ: Chairman.

MANAGING DIRECTOR: Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: So, both--

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: --and Member Sinenci are . . . as stimulus checks, but on Thursday, we did clarify that what Oahu doing is not just an, a free for all for everyone to get money the way that the Federal government did with stimulus, the \$1200 stimulus checks. What Oahu had the program is based on hardship. So, it's a Hardship Relief Fund, so only those with need. And I think that's where Member Sinenci and Member Molina are coming from. But I'm not sure that I want to put any words in their mouths. But I, I just wanted to clarify.

COUNCILMEMBER SINENCI: Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo.

CHAIR LEE: Did someone else have his or her hand up? If not, Mr. Baz, did you need to go over the additional information?

MANAGING DIRECTOR: If you don't mind, Madam Chair. If you got a, just a few minutes here, let me go ahead and share my screen.

CHAIR LEE: Okay. Can, can you just go back to, to your presentation on the training, on the public safety?

MANAGING DIRECTOR: Sure. Let's see, hold on. Okay, the, that, can you see that now?

CHAIR LEE: Okay. Yes.

MANAGING DIRECTOR: Okay, so, yea, so public safety included the additional public services and training. One of the things that we have to do is properly train our personnel to use personal protection equipment. Actually, the Department did get a support of, or actually a request from HIOSH to provide better training to their employees; the use of face masks and things like that. So, we do have to support additional training for our employees in that . . . COVID . . .

CHAIR LEE: Okay. That's, that's all I, that's all I need, you know. At some point, you are going to break these down, because the millions of dollars toward training doesn't really make sense, so.

MANAGING DIRECTOR: Right.

CHAIR LEE: When, when it's time--

MANAGING DIRECTOR: Going be a very small portion.

CHAIR LEE: --when you start spending down, when you start spending down these, these items, yea, if we could get a breakdown that would be really, really great. That's all the questions, questions I had.

MANAGING DIRECTOR: Okay.

CHAIR LEE: Okay. Now, if you want to add, you know, go onto your additional information.

MANAGING DIRECTOR: Okay. So, there are additional, oh--

VICE-CHAIR RAWLINS-FERNANDEZ: Mr. Baz, is the additional information related to the CARES Act, or will, will it be another item on the agenda?

MANAGING DIRECTOR: Well, the screen on, the slide on your screen right now is just additional grants that we're expecting to receive in this item. It's the item on your agenda for second reading, on the amendment to the current allocation, the grant revenue allocation in Department of Finance.

VICE-CHAIR RAWLINS-FERNANDEZ: The \$10 million?

MANAGING DIRECTOR: Yes.

VICE-CHAIR RAWLINS-FERNANDEZ: I, I was planning to make . . . in a little bit to--

MANAGING DIRECTOR: Oh, okay. Alright. I'll skip right past that then. Okay, so the H.E.L.P. Program, we appropriated \$2 million, they have had 2,820 first time applicants and 620--

CHAIR LEE: Mr. Baz. Mr. Baz.

MANAGING DIRECTOR: Yes.

CHAIR LEE: Maybe you could just send that to us, because we're in the middle of voting for your, for the \$67 million. So, maybe we need to proceed with that and get that--

MANAGING DIRECTOR: Yea, this will--

CHAIR LEE: --other information, you know, in writing; that's wonderful.

MANAGING DIRECTOR: Yea. This will be on the pdf that I send to the Committee, or the Council. Thank you.

CHAIR LEE: Is there anything else, Mr. Baz?

MANAGING DIRECTOR: No, I don't have anything unless Budget Director Yoshimura has anything to add.

CHAIR LEE: Michele, are you there?

BUDGET DIRECTOR: Nothing for me, Chair. Thank you.

CHAIR LEE: Okay. Thank you. So, Mr. Baz and Michele, you're welcome to stay on. Well, we need to start to vote on this, on this important bill.

Ms. Rawlins-Fernandez, anything else? I think, well--

VICE-CHAIR RAWLINS-FERNANDEZ: That is--

CHAIR LEE: --we, we waived the Rule. Did you, did you make the motion?

VICE-CHAIR RAWLINS-FERNANDEZ: I did.

CHAIR LEE: You did? And so, the motion, I'm sure, would have, if not, did include non-substantive revisions, right?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes, includes non-substantive revisions.

CHAIR LEE: Okay. Any more questions or comments on the bill?

VICE-CHAIR RAWLINS-FERNANDEZ: And just a reminder, Members, next EDB meeting, I will have this on the, on the agenda. So, if you have additional questions, we can address it at that time as well. Mahalo, Chair.

CHAIR LEE: Okay. Alright. All those in favor of the motion, raise your hand and say "aye", please. Everybody's a "aye"? Cause I can't see everybody. I can't see Sinenci, for one, I can't see Tasha either.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

COUNCILMEMBER SUGIMURA: Unanimous.

VICE-CHAIR RAWLINS-FERNANDEZ: He's an "aye".

CHAIR LEE: All "ayes". Okay.

Any opposed?

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries. Eight "ayes", one "excused"; Ms. King.

Mr. Clerk.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Ms. Rawlins-Fernandez.

DISCUSSION RELATING TO
COUNTY COMMUNICATION NO. 20-295

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Consideration on item CC 20-295.

CHAIR LEE: Okay. Same thing? Waive Council Rules?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes.

I MOVE TO WAIVE COUNCIL RULES 7.G.

COUNCILMEMBER HOKAMA:

SECOND.

CHAIR LEE: Okay. And so, that's a motion. And moved by Vice-Chair Rawlins-Fernandez, seconded by Councilmember Riki Hokama, to waive Council Rules.

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: I, I don't have anything additional to add.

CHAIR LEE: Okay. All those in favor of waiving the Rules, say "aye", raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Okay, I see eight "ayes", eight "ayes".

Any "noes"?

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay. Motion carries. And so, it's eight "ayes", and one "excused"; Ms. King.

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO PASS THE PROPOSED BILL ON FIRST READING,
AND TO FILE COUNTY COMMUNICATION 20-295.

COUNCILMEMBER HOKAMA:

SECOND.

COUNCILMEMBER SUGIMURA: Second.

COUNCILMEMBER SINENCI: Second.

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by Councilmember Hokama, to pass bill, this bill contained in Communication 20-295 on first reading. Any discussion?

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Members, the proposed bill to amend Appendix "C" of the FY 2020 Budget to amend the project descriptions for 1) Countywide Parks American with Disabilities Act (ADA) Improvements; and 2) Countywide Playground, Park Playground Improvements.

The revised project description related to Countywide Parks ADA Improvement Project would allow the Department to begin implementation of the ADA transition plan with existing funds available from FY 2020 appropriation.

The revised project description related to the Countywide Park Playground Improvements Project would allow the Department to construct, repair, and replace playground equipment at Kalama Park Playground with existing funds available from FY 2020 appropriation.

Budget Director Yoshimura is also on the line if Members have any questions. I ask the Members full support of this motion. Mahalo, Chair.

CHAIR LEE: Yes, Ms., Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Maybe question for Budget Director Yoshimura. By doing this Kalama Park improvement, are we setting aside or delaying another project from getting completed? And how was it determined that Kalama Park will benefit from these funds and maybe not another County park? I don't know if she can answer that or the Parks Department if they have a representative. Just curious.

CHAIR LEE: Ms. Yoshimura.

BUDGET DIRECTOR: Chair, thank you. Councilmember Molina, so the project is already ongoing. It was funded in Fiscal '19 at Kalama Park to redo the playground to install a shade structure, and then to repair or do improvements to the fall surface. When they took off the playground equipment and went beneath the surface, there was some rusted connectors that they need to replace, and so that's what they need to have done in this project to complete the project. So, it's already an ongoing project. It'll just, additional funds was needed to complete the project.

COUNCILMEMBER MOLINA: Okay. Thank you. Thank you, Madam Chair.

CHAIR LEE: Any further, any further questions? If not, all those in favor of the motion, say "aye", raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Okay. It seems like all "ayes".

Opposed "nay".

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries. Eight "ayes", one "excused"; Member King.

Mr. Clerk.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Or Ms. Rawlins-Fernandez.

DISCUSSION RELATING TO
COUNTY COMMUNICATION NO. 20-299

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Consideration on item CC 20-299, "AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL ORRICK, HERRINGTON & SUTCLIFFE LLP, FOR THE COUNTY OF MAUI 2020 GENERAL OBLIGATION BOND ISSUANCE".

I MOVE TO WAIVE COUNCIL RULE 7.G.

COUNCILMEMBER HOKAMA:

SECOND.

CHAIR LEE: Moved by, okay, moved by Member Rawlins-Fernandez, seconded by Member Hokama, to waive the Council Rules.

All those in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed, "nay".

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: It looks like eight "ayes", one "excused"; Ms. King.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO PASS CC 20-299, AND TO FILE, AND ANY NON-
SUBSTANTIVE CHANGES.

COUNCILMEMBER HOKAMA:

SECOND.

CHAIR LEE: The motion is to move, pass the resolution on this, is it 299 that was going to GET? Okay. Alright. Seconded by Mr. Hokama.

Discussion? Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. So, the special counsel Orrick, Herrington & Sutcliffe will provide, are, are the number one, is the number one firm in the country. So, mahalo to our Finance Director for securing such good counsel for our County. And Finance will be looking at going out for bond in August of this year. So, the quicker we can get this passed, the quicker our Finance Director will have the opportunity to work with our bond counsel and get appropriate advice to move forward; particularly in this sticky time right now that we're in with the pandemic.

Oh, we also have Finance Director Scott Teruya on the line if any of the Members have any questions. Mahalo, Chair.

CHAIR LEE: Any questions, Members? If not, all those in favor of then motion, say "aye", raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Thank you.

Opposed "nay"?

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries, eight zero; eight in favor and one "excused".

Mr. Clerk.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, last one.

CHAIR LEE: Okay. Vice-Chair Rawlins-Fernandez.

DISCUSSION RELATING TO
COUNTY COMMUNICATION NO. 20-296

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. CC 20-296, "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE OFFICE OF THE AUDITOR, STATE OF HAWAII, TO AUDIT THE SCHEDULE OF ALLOCATIONS OF THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII".

I MOVE TO DISCHARGE THE ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE, MOVE TO DISCHARGE FROM THE ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE FROM FURTHER CONSIDERATION OF THE PROPOSED BILL ATTACHED TO COUNTY COMMUNICATION 20-296.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by Member Sugimura, to waive the Rules of the Council.

All those in favor say "aye" and raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed "nay"?

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries, eight "ayes", one "excused".

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay.

I MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE
REFERRAL AND REPORT IN ACCORDANCE WITH RULE 7.G.
OF THE RULES OF THE COUNCIL.

COUNCILMEMBER HOKAMA:

SECOND.

CHAIR LEE: Didn't we just do that?

VICE-CHAIR RAWLINS-FERNANDEZ: We did a discharge.

CHAIR LEE: Oh, okay. Yea, it's lunch time. My brain is hungry. Okay. Any, so you moved to waive the Rules of the Council. Who's--

VICE-CHAIR RAWLINS-FERNANDEZ: Member Hokama.

CHAIR LEE: Seconded by Mr. Hokama.

I guess there's no discussion. All those in favor, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Opposed "nay"?

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries, eight "ayes", one "excused".

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO PASS THE PROPOSED BILL ON FIRST READING,
AND TO FILE COUNTY COMMUNICATION 20-296.

COUNCILMEMBER SUGIMURA:

SECOND.

COUNCILMEMBER HOKAMA: Second.

CHAIR LEE: Okay, is there any discussion? Well, moved and seconded by Sugimura.
Moved by Sugimura. Alright.

Discussion? Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Seconded by Member Sugimura.

Okay, Members, this bill would authorize the Mayor to enter into an intergovernmental agreement with the State of Hawaii, Office of the Auditor, which in, includes execution of a morator, memorandum of understanding, related documents, and any amendments, as well as authorized payment of \$3,900 for Fiscal Year 2019 through Fiscal Year 2021. This was the item that I took up in our last EDB meeting on Thursday

and explained that we would be needing to pass this on the floor because of the time sensitivity. So, I ask Members full support of this motion. Mahalo.

CHAIR LEE: Any further discussion? All those in favor in the motion, of the motion to pass the bill on first reading, say "aye" and raise your hand please.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: All those opposed, say "nay" and raise your hand.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries, eight "ayes", one "excused"; Member King.

Anybody else before we do all, all the referrals? Any other items you want to take up now? If not, Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, if we could just ask the body what it wants to do with County Communication 20-42; 20-42, which was attached to 20-296?

CHAIR LEE: Oh, 20-42?

COUNCILMEMBER HOKAMA:

MOVE TO FILE, CHAIR.

CHAIR LEE: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: To file. Okay. Any discussion? Moved by Member Hokama, seconded by Vice-Chair Rawlins-Fernandez, to file county--

DEPUTY COUNTY CLERK: 20-42.

CHAIR LEE: 20-4 *[sic]*. Any discussion? Okay. All those in favor, say "aye", raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Thank you.

Opposed, raise your hand.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Motion carries, eight "ayes", one "excused".

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Mahalo, Member Hokama.

CHAIR LEE: Mr. Clerk.

DEPUTY COUNTY CLERK: Madam Chair, for the record, the bill that was attached to County Communication 20-294, that's BILL 61 (2020). The bill that was attached to County Communication 20-295, that is BILL 62 (2020). The bill that was attached to County Communication 20-296, that is BILL 63 (2020). And the resolution that was attached to County Communication 20-299, that is RESOLUTION 20-77.

Madam Chair, if we could just confirm with the body that there are no objections to the other referrals as read by the Clerk.

CHAIR LEE: Any objections to the other referrals as read by the Clerk?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Seeing none, so ordered.

Mr. Clerk.

DEPUTY COUNTY CLERK: Madam Chair, proceeding with committee reports.

COMMITTEE REPORTS

COMMITTEE REPORT

NO. 20-50 - ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE:

Recommending the following:

1. That Bill 64 (2020), entitled "A BILL FOR AN ORDINANCE RELATING TO THE OPERATING BUDGET FOR THE COUNTY OF MAUI FOR THE FISCAL YEAR JULY 1, 2020 TO JUNE 30, 2021," be PASSED ON FIRST READING and be ORDERED TO PRINT;
2. That Bill 65 (2020), entitled "A BILL FOR AN ORDINANCE RELATING TO THE CAPITAL PROGRAM FOR THE FISCAL YEAR ENDING JUNE 30, 2021," be PASSED ON FIRST READING and be ORDERED TO PRINT;
3. That Bill 66 (2020), entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE OF SEVENTY MILLION, THREE HUNDRED FIVE THOUSAND, THREE HUNDRED TWENTY-ONE DOLLARS (\$70,305,321) AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI FOR THE PURPOSE OF PROVIDING FUNDS TO PAY ALL OR A PART OF THE COST OF APPROPRIATIONS FOR PUBLIC IMPROVEMENTS OF AND FOR THE COUNTY OF MAUI; FIXING THE FORM, DENOMINATIONS AND CERTAIN OTHER FEATURES OF SUCH BONDS AND PROVIDING FOR THEIR SALE; AUTHORIZING THE DIRECTOR OF FINANCE TO DETERMINE CERTAIN DETAILS OF THE BONDS; AUTHORIZING THE ISSUANCE AND SALE OF A LIKE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE AND SALE OF SUCH BONDS; AUTHORIZING THE ISSUANCE OF REFUNDING GENERAL OBLIGATION BONDS OF THE COUNTY; AND PROVIDING FOR OTHER ACTIONS RELATED TO THE ISSUANCE, SALE AND DELIVERY OF SAID BONDS," be PASSED ON FIRST READING and be ORDERED TO PRINT;
4. That Bill 67 (2020), entitled "A BILL FOR AN ORDINANCE DETERMINING THAT PART OF THE PROCEEDS OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI HERETOFORE ISSUED IS IN EXCESS OF THE AMOUNTS REQUIRED FOR THE PURPOSES FOR WHICH SUCH BONDS WERE INITIALLY ISSUED, OR MAY OR SHOULD NOT BE APPLIED TO THOSE PURPOSES, AND DIRECTING SUCH PROCEEDS TO OTHER

PUBLIC IMPROVEMENTS OR AUTHORIZED PURPOSES OF THE COUNTY OF MAUI," be PASSED ON FIRST READING and be ORDERED TO PRINT;

5. That Bill 68 (2020), entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT FOR A LOAN FROM THE STATE OF HAWAII'S WATER POLLUTION CONTROL REVOLVING FUND FOR VARIOUS WASTEWATER PROJECTS, FISCAL YEAR 2021 BUDGET ORDINANCE," be PASSED ON FIRST READING and be ORDERED TO PRINT;
6. That Bill 69 (2020), entitled "A BILL FOR AN ORDINANCE AMENDING SECTIONS 3.55.020 AND 3.55.040, MAUI COUNTY CODE, RELATING TO DISPOSAL OF VEHICLES AND THE ENVIRONMENTAL PROTECTION AND SUSTAINABILITY FUND," be PASSED ON FIRST READING and be ORDERED TO PRINT;
7. That Bill 70 (2020), entitled "A BILL FOR AN ORDINANCE ESTABLISHING A NEW CHAPTER 3.27, MAUI COUNTY CODE, RELATING TO A VEHICLE DISPOSAL FEE FUND," be PASSED ON FIRST READING and be ORDERED TO PRINT;
8. That Bill 71 (2020), entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 2.44.015, MAUI COUNTY CODE, RELATING TO SALARIES OF DEPUTIES CORPORATION COUNSEL AND DEPUTIES PROSECUTING ATTORNEY," be PASSED ON FIRST READING and be ORDERED TO PRINT;
9. That Bill 72 (2020), entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 2.08.060, MAUI COUNTY CODE, RELATING TO SALARIES IN THE LEGISLATIVE BRANCH," be PASSED ON FIRST READING and be ORDERED TO PRINT;
10. That Resolution 20-78, entitled "AMENDING RESOLUTION 19-76 TO SET THE SALARY OF THE DIRECTOR OF COUNCIL SERVICES," be ADOPTED;
11. That Resolution 20-79, entitled "AMENDING RESOLUTION 19-9, DRAFT 1, TO SET THE SALARY OF THE SUPERVISING LEGISLATIVE ATTORNEY," be ADOPTED;
12. That Resolution 20-80, entitled "AMENDING RESOLUTION 19-103 TO AUTHORIZE ANNUAL STEP INCREASES FOR EMPLOYEES IN THE OFFICE OF COUNCIL SERVICES," be ADOPTED;

13. That Resolution 20-81, entitled "AMENDING RESOLUTIONS 19-175 AND 19-181 TO AUTHORIZE ANNUAL STEP INCREASES FOR LEGISLATIVE ANALYSTS IN THE OFFICE OF COUNCIL SERVICES," be ADOPTED;
14. That Resolution 20-82, entitled "ADOPTING THE FUEL TAX RATES FOR THE COUNTY OF MAUI, EFFECTIVE JULY 1, 2020," be ADOPTED;
15. That County Communication 20-56, from Council Vice-Chair Keani N.W. Rawlins-Fernandez, be FILED;
16. That County Communication 20-114, from Council Chair Alice L. Lee, be FILED; and
17. That County Communication 20-229, from Mayor Michael P. Victorino, be FILED.

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO ADOPT THE RECOMMENDATIONS IN
COMMITTEE REPORT 20-50.

(Councilmember King arrived at the meeting at 12:11 p.m.)

CHAIR LEE: Second? Anyone?

COUNCILMEMBER KING:

SECOND.

CHAIR LEE: Oh, Ms. King is here.

COUNCILMEMBER KING: I'm here.

CHAIR LEE: Welcome, welcome. Welcome. Okay. You came in for the very important part.

COUNCILMEMBER KING: That's right.

CHAIR LEE: It's been moved and seconded by Vice, Vice-Chair Rawlins-Fernandez, and seconded by Ms. King, to, to pass all of what the Council, the Clerk read.

Discussion? Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Members, I want to thank, thank you all again for your work this budget session during unprecedented circumstances and new technological challenges. But we were able to adapt quickly, and that allowed us to hold FY 2021 Budget session as planned and craft a budget that addresses our current economic situation.

Chair, at this time, I'd like to proceed with my proposed amendments. The Clerk's Office will email to each of you the, the six floor amendments that I intend to propose today in the order they are introduced.

Okay. Amendment one are housekeeping amendments. So, if you'll check your email for the first Amendment Summary Form. It's coded at the lower left of page 3 as "001aasf04". Does everyone have it?

COUNCILMEMBER KING: Not yet.

CHAIR LEE: Give us time to look for it, okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER PALTIN: I just got one come through.

CHAIR LEE: Okay, you're just getting all of this information. It may take some time. So, everybody can you tell me if you're getting, if you got the information?

COUNCILMEMBER PALTIN: I got a housekeeping one, Paltin. It looks like--

VICE-CHAIR RAWLINS-FERNANDEZ: So, the, the . . . wanted to try to mimic what we do when we're physically in the chamber floor and distribute the Amendment Summary Form as this amendment is taken up. So, that's why it's being sent the way it is. So, as soon as you receive it, I'll read what the amendments are. And like I said it, this first amendment is mostly just typos and any, you know, corrections that we needed to make to the budget bill. Do you see it yet?

CHAIR LEE: Who? Okay, Members, I just want to make sure you have the information so you can follow along. Can, can everybody verify you got the information?

COUNCILMEMBER KING: I have the housekeep, the one marked housekeeping.

CHAIR LEE: Cause you should be getting six, right? Everybody six items, right?

COUNCILMEMBER HOKAMA: Yup, I just got mine, Chair. I just got my six.

CHAIR LEE: Okay. Everybody got six?

COUNCILMEMBER KAMA: I'm still waiting.

CHAIR LEE: You're still waiting?

COUNCILMEMBER KING: Is it all one document?

CHAIR LEE: And then we're going to--

COUNCILMEMBER MOLINA: I got the first one.

COUNCILMEMBER KING: Is it all one?

CHAIR LEE: No.

COUNCILMEMBER KING: Is it six different emails, or is it all one?

CHAIR LEE: It's like, the first one has like, I don't know, 8 pages or so. The second one has like 3 pages. The third one has like 3 pages. And then the fourth one has--

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: --like 8 pages and.

COUNCILMEMBER KAMA: I got the first one.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: They all have different amounts of pages.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair. Chair. Chair.

COUNCILMEMBER KAMA: Take one at a time.

CHAIR LEE: Yes.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair Lee.

CHAIR LEE: Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. So, as the Chair, you have all of the Amendment Summary Forms now. But the--

CHAIR LEE: Yes.

VICE-CHAIR RAWLINS-FERNANDEZ: The Clerk's preference was to mimic how we are on the chamber floor and distribute one at a time.

COUNCILMEMBER KAMA: Got it.

VICE-CHAIR RAWLINS-FERNANDEZ: So--

CHAIR LEE: They're, they're getting one at a time?

VICE-CHAIR RAWLINS-FERNANDEZ: --only have one--

CHAIR LEE: But Mr. Hokama just said he got six.

COUNCILMEMBER KAMA: Pages.

CHAIR LEE: Oh, okay.

COUNCILMEMBER HOKAMA: No, no I got six amendments from Vice-Chair Rawlins-Fernandez, Chair Lee. So, yea, I mean everybody's getting there's slightly different, but yea, I just got my six amendments from Ms. Rawlins-Fernandez. Thank you.

CHAIR LEE: Okay. Apparently, Mr. Moli, Mr. Hokama and I are the only ones that got the whole six altogether. So, what, most of you just got the first one, right? Right, everybody? Too bad? Okay.

So, your first one should say, I don't know.

VICE-CHAIR RAWLINS-FERNANDEZ: Housekeeping amendments.

CHAIR LEE: Pardon me.

VICE-CHAIR RAWLINS-FERNANDEZ: It'll say, "housekeeping amendments" and it'll have "001aasf04" on page 3 at the bottom left.

CHAIR LEE: Which mine does not say. So, we're going to take a short recess at the call of the Chair.

(THE MEETING WAS RECESSED BY THE CHAIR AT 12:17 P.M., AND WAS RECONVENED AT 12:19 P.M., WITH ALL MEMBERS PRESENT.)

CHAIR LEE: Will the Council meeting please reconvene.

Okay, those of you who have the handout, it was emailed to you, however you got it, it says, under description, "Amend pages 2, 3, 6, 24, 26, 30, and 53 of the Budget." Now, that's what we're going to be working off of right now. Everybody got it? Tell us now if you didn't get it. Alright.

COUNCILMEMBER KAMA: Got it.

CHAIR LEE: We'll resume. We will resume the proceedings.

And Vice-Chair Rawlins-Fernandez, go ahead with your motion.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO AMEND PAGES 2, 3, 6, 24, 26, 30, AND 53 OF THE BUDGET BILL; PAGES 8 AND 13 OF THE CAPITAL PROGRAM BILL, APPENDIX B; AND PAGE 6 OF APPENDIX C.

COUNCILMEMBER KING:

SECOND.

CHAIR LEE: Second?

COUNCILMEMBER KING: Second.

CHAIR LEE: It's been moved by Vice-Chair Rawlins-Fernandez, seconded by Member Kelly King, to the, to amend the pages as read by Vice-Chair Rawlins-Fernandez.

Discussion? Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Members, these amendments are for housekeeping purposes and incorporate suggested revisions from the Budget Director, along with other updates to ensure the Budget Bill reflects the amounts noted in Exhibit "1".

On page 1 and 2, goes over the different amendments. There are ten of them. So, would you like me to read them into the record and everyone follow along? Any objections to that?

CHAIR LEE: Any objections, Members, for her to read the ten motions?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered.

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Member Paltin, you had a question before? Did you object?

COUNCILMEMBER PALTIN: I just had a question on number 10, if we're sure, sure that's the correct spelling?

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, I'm just going to go over each one.

COUNCILMEMBER PALTIN: Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: And then we can discuss that when we, when we get to that one. Okay.

- 1) On page 2 of the Budget Bill, amends Section 3 as it pertains to Section 3.B.1.a.(1), Department of Corporation Counsel, Legal Services Program, by correcting the amount in Category B to \$514; \$514,623 and the total to \$4,009,632. Amend Section 3 as it pertains to Section 3.B.1.a.(2), Department of Corporation Counsel, County Facilities Security, by correcting Category B and the total to zero.
- 2) On page 3 of the Budget Bill, amend Section 3 as it pertains to Section 3.B.3.a, Department of Environmental Management, Administration Program – General Fund, by correcting the amount in Category B to \$151,378.

- 3) On page 6 of the Budget Bill, amend Section 3 as it pertains to Section 3.B.4.f.(1), Department of Finance, Countywide Costs, Fringe Benefits, by correcting the total to \$121,144,533.
- 4) On page 24 of the Budget Bill, amend Section 3 as it pertains to Section 3.B.1, 3.B.15.e.(4), Department of Public Works, Highway Administration Program – Highway Fund, Contribution to General Fund – Other Post-Employment Benefits, by correcting the amount to \$918,139.
- 5) On page 26 of the Budget Bill, amend Section 3 as it pertains to Section 3.B.17.b.(5), Department of Water Supply, Departmental Expenses – Water Fund, Administrative Overhead Charges, by correcting the total to \$3,302,075.
- 6) On page 30 of the Budget Bill, amend Section 4 as it pertains to Section 4.E.7.a.(2).(i), Department of Parks and Recreation, Paia-Haiku Community Plan Area, Park Assessment Fund, by correcting "Kaupakalua Playground" to "Kalakapua Playground".
- 7) On page 53 of the Budget Bill, amend Appendix A, Part II, Special Purpose Revenues, Section J, Emergency Fund, by correcting Category B to \$6,098,516 and the total to \$45,047,688.
- 8) On page 8 of the Capital Program Bill, correct CBS-5552 in Kihei-Makena, Parks and Recreation, to show 500 in General Bond for 2021, zero in General Bond for 2022-2026, 500 in General Bond for the 6-year total, 100 in General Fund for 2021, 700 in General Fund for 2022-2026, and 800 in General Fund for the 6-year total.
- 9) On page 13 of the Capital Program Bill, CBS-xxxx in Paia-Haiku, Parks and Recreation, by correcting "Kapakalua Playground" to "Kalakapua Playground".
- 10) On page 6 of Appendix C of the Budget Bill, CBS-xxxx, by correcting "Kaupakalua Playground" to "Kalakapua Playground".

And so, those are the ten amendments in this motion. And we have Director Yoshimura here for any questions. And I heard Member Paltin's question is regarding the playground name. So, Ms. Yoshimura, if, if you wouldn't mind speaking to that?

CHAIR LEE: Ms. Yoshimura.

BUDGET DIRECTOR: Thank you, Chair. Yea, so when we had received Exhibit "1", we had asked the Departments to verify all the items pertaining to their department. The

Department had bagged out that the "Kapakalua Playground" is actually "Kalakapua Playground at Giggle Hill". So, we just wanted to make that change to reflect the correct name. Thank you, Chair.

CHAIR LEE: Anyone else?

Ms. King, and then Mr. Molina.

COUNCILMEMBER KING: Thank you, Chair. Let's get this back up here. So, just wanted to clarify with Ms. Yoshimura on number eight, the CBS-5552, that those are dollar amounts. Is that supposed to say show \$500,000? Okay. It just says 500, 500, and 700, so just wanted to clarify that those are dollar amounts.

BUDGET DIRECTOR: Let me check. I'm not sure what that one is.

VICE-CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura, I believe that's the, the Polo, the Polo--

BUDGET DIRECTOR: Polo Beach.

VICE-CHAIR RAWLINS-FERNANDEZ: --Beach Park and the Wailea CIP's.

BUDGET DIRECTOR: So, if you look at the Capital Bill, it's showing in thousands. So, it is \$500,000. But because of the way it's written in the, in the bill, it's 500.

COUNCILMEMBER KING: Okay. You don't, you don't need to have dollar signs in that paragraph?

BUDGET DIRECTOR: No, because on page 8, it doesn't reflect dollar signs. So, not gonna.

COUNCILMEMBER KING: Okay. Okay, no I was just wondering because all the other paragraphs had dollar signs in their amounts and this one is the only one that didn't.

BUDGET DIRECTOR: Yea, it's a chart.

VICE-CHAIR RAWLINS-FERNANDEZ: So, Member King, it's that, that page that we get, you know, when we have a CIP. So, it doesn't have dollar signs in it. It's just, it has just the numbers and it says on the top, it has the dollar sign in thousands.

COUNCILMEMBER KING: Right. Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: So, I, but I understand what you're saying and, and your concern. And it, it's consistence with that.

COUNCILMEMBER KING: Chair, no I just, yea, I just, cause I was just looking at all the other paragraphs and everything that had a dollar, had a dollar amount in there had dollar signs. So, just wanted to clarify that that was right.

CHAIR LEE: Mr. Molina, did, did you have a question? Mr. Molina.

COUNCILMEMBER MOLINA: Yes, thank you, Madam Chair. Not to throw a wrench into things, but I just got a text from Maile from the Haiku Community Association that on their mailers the park is spelled "Kalakupua", not "Kalakapua". It's "Kalakupua", just to throw that in there. So, according to Haiku Community Association, their spelling on the mailers of the park is "Kalakupua". So, I believe it should be identified as such.

CHAIR LEE: Okay. These, that's good to know. These kinds of revisions, we've already approved can be made by staff.

COUNCILMEMBER MOLINA: Yea, so I don't know if staff had a chance to consult with HCA or check with the Parks Department for the official spelling of the park. Just wanted to put that out there for consideration. Thank you.

CHAIR LEE: Thank you. More than consideration; they have to make a correction. Alright, very good. Any more corrections or comments?

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, one more. Sorry.

CHAIR LEE: Yes.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. Under Department of Public Works, Road, Bridge, and Maintenance Program – Highway Fund, to correct the EP count from 135 to 136, to reflect the addition of a highway utility worker position for Lahaina. This was just noted prior to the meeting, so it wasn't included in the Amendment Summary Form that you have before you. But that would be included as just a correction to the intention of the EDB Committee.

COUNCILMEMBER PALTIN: Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: Yes. You're welcome, Member Paltin.

CHAIR LEE: Okay. Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you so much. Lahaina really appreciates that. The, I had a similar question to Mike Molina, because I had seen it spelled both ways; "Kalakupua" and "Kalakapua". And I notice on the County website it's "Kalakapua". And on like the Facebook page it says "Kalakupua". So, I'm not, I, that's was why my question, like, which one is the correct one? We might need to do some more digging.

I know, you know, sometimes in our County laws people spell Fleming's incorrectly. So, I wouldn't want to be the one to say the County is right or the Community Association is right. We might need to look into it a little bit further.

CHAIR LEE: Ms. Yoshimura. It's more of a administrative thing here.

BUDGET DIRECTOR: Chair, yes.

CHAIR LEE: Ms. Yoshimura.

BUDGET DIRECTOR: Chair, that was the information that I had gotten from the Department, so I will verify with them again and send you the correct spelling if it needs to be changed.

CHAIR LEE: Okay. Cause we consider this a, you know--

BUDGET DIRECTOR: Non-substantive.

CHAIR LEE: --a non-substantive item. Alright. Any, anything else? Okay. Ms. Rawlins-Fernandez, anything else?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: Are we ready to vote on this?

VICE-CHAIR RAWLINS-FERNANDEZ: So, I just wanted to clarify that the motion that we'll be voting on is to amend all the things that's listed in the Amendment Summary Form; all 10 of the items. And an 11th item which increases the number of EP's to include the Lahaina utility worker under Public Works. So, it'll have those 11 housekeeping items for the motion. Mahalo, Chair.

CHAIR LEE: So, is everyone clear on the 11 housekeeping items? Alright. No further discussion. All those in favor the motion, say "aye", raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

CHAIR LEE: And then those opposed, say "no" and raise your hand.

NOES: NONE.

CHAIR LEE: Motion carries, eight, well, this time it's nine, zero. Motion carries.

Mr. Clerk. One down.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Yes. Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. For my second amendment, this will be eLearning. You should be receiving it in your emails that has the code "001aasf05".

AND MY MOTION IS TO AMEND PAGES 2 AND 7 OF THE
BUDGET BILL, AND PAGE 53 OF APPENDIX A, PART II,
SPECIAL PURPOSE REVENUES.

CHAIR LEE: Okay. Can everybody let me know when you get your, when you receive your email? This one is only four pages. But it, it's not paged, it's not, the pagination is all off. I mean, it's like nothing on the first page, the second page says 2, the third page says 7, and the fourth page says 53.

Mike, Tasha, Kelly, everybody got? Tamara, Riki?

COUNCILMEMBER KING: I just got it.

CHAIR LEE: Shane? Four pages? Can you kind of shout out and let me know that you, if you did not get it; you did not get it? Okay, then I guess we can proceed.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: I made my motion, Chair. If I can get a second.

CHAIR LEE: Okay. The motion is to approve the second ASF.

COUNCILMEMBER KING:

SECOND.

CHAIR LEE: So, it's moved by Vice-Chair Rawlins-Fernandez, seconded by Member Paltin *[sic]*. And now we have discussion under Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Members, this amendment is to re-appropriate funds for the eLearning component in Department of the Corporation Counsel, Legal Service Program, that will improve regulatory training and compliance, improve the competency and effectiveness of employees, and assist with reducing injury costs.

Shortly after we passed out the EDB, passed out the Budget Bills out of the EDB Committee, I received an email from Mr. Mark Middleton from Risk Management asking if we could re-instate the funding. With a, at, at a cost of less than \$50 per year, per employee, we can improve the regulatory training compliance. And this in regards to OSHA being, complying with all the OSHA rules and to improve the competency effectiveness of our employees. So, this was a request from the Department directly.

CHAIR LEE: Any further discussion? All those in favor, say "aye", raise your hand. Raise your hand. Okay.

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

CHAIR LEE: Those opposed, raise your hand.

NOES: NONE.

CHAIR LEE: Okay. The motion carries; nine "ayes", no "noes".

The next item.

VICE-CHAIR RAWLINS-FERNANDEZ: The next item is an increase in funding for the State Revolving Fund Projects. When you receive the Amendment Summary Form, it will be coded "001aasf03". And that'll be on page 2 on the left side.

AND MY MOTION IS TO AMEND THE AMOUNTS
APPROPRIATED FOR TWO WEST MAUI PROJECTS
(LAHAINA WASTEWATER RECLAMATION FACILITY
MODIFICATIONS, --

CHAIR LEE: No, it's not marked.

VICE-CHAIR RAWLINS-FERNANDEZ:

STAGE 1A AND NAPALI [S/C] WASTEWATER PUMP STATION
NO. 4 MODIFICATIONS), FUNDED THROUGH THE STATE OF
HAWAII'S WATER POLLUTION CONTROL REVOLVING FUND
LOAN; AND INCREASES REVENUES, APPROPRIATIONS,
AND RELATED TOTALS ACCORDINGLY.

COUNCILMEMBER PALTIN: I didn't get the form yet, but did you say, "Napali" or "Napili"?

VICE-CHAIR RAWLINS-FERNANDEZ: Napili.

COUNCILMEMBER PALTIN: Oh, okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Napili Wastewater Pump Station.

COUNCILMEMBER PALTIN: Okay, just--

CHAIR LEE: Okay, folks this is about 15 pages now; 15 pages. And then the description
says, "Amends the amounts appropriated to two West Maui projects". Okay, does
everybody have it?

COUNCILMEMBER KING: No.

CHAIR LEE: Not yet? Taking a while? Fifteen pages, yea, that's why probably. Keep going.
We're almost done. Yea, this is the third ASF out of five.

VICE-CHAIR RAWLINS-FERNANDEZ: Six.

CHAIR LEE: Okay, everybody--

COUNCILMEMBER KAMA: Got it.

CHAIR LEE: Cause you have to let us know when you get it.

COUNCILMEMBER KAMA: Got it.

CHAIR LEE: Got it? Okay.

COUNCILMEMBER KING: I still don't, I still don't have it. I don't know, my staff is waiting to receive it, I guess.

VICE-CHAIR RAWLINS-FERNANDEZ: If I can get a second, then I can read the explanation.

COUNCILMEMBER PALTIN:

SECOND.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Chair?

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by Member Tamara Paltin, to pass this additional ASF on the two West Maui projects.

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Members, the Director of Environmental Management confirmed that estimates received for the two West Maui projects funded through the State Revolving Loan Fund are higher than originally anticipated.

The Director also confirmed that the Department has received approval from the State to increase the funds for both projects based on these revised estimates.

- 1) Item "d" Lahaina Wastewater Reclamation Facility Modifications from \$3 million to \$3.4 million; and
- 2) Item "e" Napili Wastewater Pump Station No. 4 Modification from \$3.8 million to \$4.6 million.

CHAIR LEE: For a total of? \$14.200; \$14,200,000.

VICE-CHAIR RAWLINS-FERNANDEZ: \$14.2 million.

CHAIR LEE: Are there any questions?

Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you, Chair. Just a quick question. So, who will cover the increases? Will that be the State?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes. Yea, the State Revolving Fund.

COUNCILMEMBER MOLINA: Okay. Thank you. Thank you, Chair.

CHAIR LEE: Any other questions? If not--

COUNCILMEMBER HOKAMA: Chair.

CHAIR LEE: --all those in favor of this amendment--

COUNCILMEMBER HOKAMA: Chair.

CHAIR LEE: Oh, Mr. Hokama.

COUNCILMEMBER HOKAMA: Yea, thank you. I appreciate Mr. Molina's question. So, yea, I'm glad that the State has money to, for us to borrow. I'm just wondering, with this change of the construction environment, were this bids prior to the pandemic? And now that the whole construction industry is upside down regarding how we're going to do projects with distancing and materials and everything else. Is the bids still good enough for us to accept with the increases? Or does the Department feel that they can go out and rebid since we potentially could get savings now instead of increased costs? Thank you, Chair.

CHAIR LEE: Ms. Yoshimura, do you have any comments?

BUDGET DIRECTOR: Chair, I don't believe the Department has already gone out to bid. These are just based on estimates that they have gotten from their engineers. And they went and sought additional funding through the SRF process and therefore, asking for the additional monies to be recognized. But I don't believe it's been out to bid yet.

COUNCILMEMBER HOKAMA: Okay. Director, thank you. Is there going to be a fee adjustment proposal from the Department to the Council for consideration on repayment?

BUDGET DIRECTOR: Repayment of SRF loans begins after the project is completed. So, for Fiscal Year 2021, we wouldn't see any adjustments. Thank you.

COUNCILMEMBER HOKAMA: Okay, Chair. Thank you very much. I, I know what we're going to do, so thank you.

CHAIR LEE: Any more questions? If not, all those in favor of the motion, say "aye", raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

CHAIR LEE: All those opposed, say "no", raise your hand.

NOES: NONE.

CHAIR LEE: Motion carries; nine "ayes".

Mr. Clerk.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Oh, shall we just go, okay.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. So, for the next amendment, it's for the MEO Agricultural Micro Grant Program. It will be Amendment Summary Form coded "001aasf01".

I MOVE TO AMEND PAGES 20 AND 21 OF THE BUDGET BILL
AS IT RELATES TO THE OFFICE OF THE MAYOR,
ECONOMIC DEVELOPMENT PROGRAM, GRANTS AND
DISBURSEMENTS FOR AGRICULTURAL PROMOTION, MAUI
ECONOMIC OPPORTUNITY AGRICULTURAL MICRO
GRANTS PROGRAM.

COUNCILMEMBER KING:

SECOND.

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by Member King, to amend pages 20 and 21 of the Budget Bill, as read by Vice-Chair Rawlins-Fernandez.

Discussion? Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Members, this amendment is to clarify the process by which MEO will manage and distribute advanced grant payments to qualified applicants and to lower the residency criteria from three years to one year.

So, we worked on the language of the proviso to address all the Members concerns that were raised during the discussion in EDB Committee, to ensure that it's as we intended it to be. So, from the three years--

CHAIR LEE: Alright. Any further discussion? Okay. Any further discussion or questions? If not, all those in favor of the motion, say "aye", raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

CHAIR LEE: And opposed, "nay".

NOES: NONE.

CHAIR LEE: Motion carries; nine, zero.

And finally, the last one.

COUNCILMEMBER HOKAMA: Chair.

CHAIR LEE: Oh, Mr. Hokama.

COUNCILMEMBER HOKAMA: Yea, Chair, on this last motion that was just supported by the Council from Ms. Rawlins-Fernandez, I was wondering, was there any discussion or require, requirements regarding Schedule F, as part of the documentation that would justify the Micro Loan applications? I just wanted to make sure, because that is one government form that will definitely verify the request for qualifications. So, if maybe we state something about Schedule F, that might, even assist MEO in their review and approval of the, of the funding. So, I just bring that up as one way to verify information, Members. I don't know if Ms. Rawlins-Fernandez had they consider that. Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Yes, so I would be open to that amendment. We did look into how, you brought it up during our EDB Committee discussion, and I looked into it and we were trying our best to ensure that the business was Maui County focused. But adding a Schedule F, I don't know, . . . the words requirement, but if, if you have language to propose, I, I would be happy to make that amendment to include that.

COUNCILMEMBER HOKAMA: Thank you, Vice-Chair. I will follow-up and work with you and Chair Lee to make sure that everything, if proposed, is in order. So, thank you very much.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama.

COUNCILMEMBER KING: Chair, question.

CHAIR LEE: Ms. King.

COUNCILMEMBER KING: Thank you, Chair. Thank you for the amendment, Vice-Chair. I just had a question about the 12-acres. Is that the, the way it's worded it says a preference will be given to certain, you know, types of people and that, on 12-acres or less. Is that, does that mean that the preference is given to, so, or does that mean that if you have more than 12-acres, you cannot get this grant?

VICE-CHAIR RAWLINS-FERNANDEZ: If you have more than 12-acres, you would not qualify for this grant.

COUNCILMEMBER KING: So, somebody's, if someone's got 15-acres, they're going to be out of, they're not going to be qualifying?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER KING: Okay. Is there, is there a reason why you settled on 12-acres?

VICE-CHAIR RAWLINS-FERNANDEZ: So, I believe that the, the research that was done was that it, this Micro Grant Program is for smaller businesses; smaller farms, smaller ranches. And that the 12-acres or less--

COUNCILMEMBER KING: Somebody forgot to--

VICE-CHAIR RAWLINS-FERNANDEZ: I think that's Tamara. Yea, so 12-acres or less would be considered a small farm.

COUNCILMEMBER KING: Okay, so, if you, if you, if everybody who applied for it that has 12-acres or less got a grant and then there was leftover funding would it just go back to the General Fund or would it be disbursed to larger farms?

VICE-CHAIR RAWLINS-FERNANDEZ: I'm sorry, will you repeat your question, again.

COUNCILMEMBER KING: If everybody who had 12-acres or less was able to get a grant and there was still leftover funding, would that money just go back into the General Fund?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes. It'd be recognized as Carryover/Savings.

COUNCILMEMBER KING: Okay. So, it wouldn't go to anybody that's got larger than 12 acres?

VICE-CHAIR RAWLINS-FERNANDEZ: No, that, that's not how the proviso is written.

COUNCILMEMBER KING: Okay. Alright. Thank you.

CHAIR LEE: Ms. Tamara Paltin.

COUNCILMEMBER PALTIN: Thank you. Just following up on Member King's question. I, if, if there, it says, "operate on less than an aggregate of 12 acres", so if someone else owns the bigger land, but they are just operating on like they lease five acres, they're good, right?

COUNCILMEMBER KING: Oh, you're, you're muted.

COUNCILMEMBER PALTIN: Me?

VICE-CHAIR RAWLINS-FERNANDEZ: Yea. I know I'm muted cause I was repeating in my head what Member Paltin was asking to try to understand what Member Paltin is asking. So, if someone operates on a larger, on larger land, but leases five acres . . . I'm sorry.

COUNCILMEMBER PALTIN: Like if somebody owns 34,000 acres and they lease out to a small farmer five acres, and that small farmer only has that five acres, would they qualify? Cause they're not a owner, but they are only operating on this five acres.

VICE-CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER PALTIN: Okay. Great. Thanks.

VICE-CHAIR RAWLINS-FERNANDEZ: Five acres . . . yes.

CHAIR LEE: Alright. Are there any more questions?

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, just to, to clarify. Member Paltin, you just wanted to know if they lease the land it's okay, like, because they're operating? Not if they owned the land, right? That, that was your concern?

COUNCILMEMBER PALTIN: Yea, the concern was, like, they wouldn't be counted, like the whole ownership of the land could be like a thousand acres. But the farmer themselves, operations is only on that five acres. So, then the owner of the thousand acres wouldn't qualify for the grant, but the person that's subleasing and doing their operations on the five acres would qualify?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes. Mahalo, Member Paltin. Mahalo, Chair.

COUNCILMEMBER PALTIN: Ready to vote. Call for the question.

CHAIR LEE: Are there any more questions? Oh, we already voted. Okay. We already voted on that. So, next.

Okay. Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: So, amendment 5 is additional COVID grant funding. And this will be listed, or coded as "001aasf06".

I MOVE TO AMEND PAGE 43 OF APPENDIX A, PART I,
GRANT AND RESTRICTED USE REVENUE, AS IT RELATES
TO POSSIBLE ADDITIONAL GRANT FUNDING FOR
COVID-19.

CHAIR LEE: Moved by Member Rawlins-Fernandez and seconded by somebody.

COUNCILMEMBER KING:

I'LL SECOND IT FOR DISCUSSION, BUT I STILL HAVEN'T
GOTTEN THE DOCUMENT YET.

CHAIR LEE: Kelly King, this one is only two pages, and it's just adding \$10 million. So, this one is kind of a simple one.

Vice-Chair Rawlins-Fernandez, discussion.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I think, I think you've explained it. So, this is an, we will add additional grant funding under Department of Finance to continue to address the COVID-19 pandemic. So, just as we have the \$13 million in Appendix A for FY '20, where we recognize any other COVID-related grants, we, we, the Administration is able to expedite receiving the grants by having this umbrella item of receipt.

So, the, the, the, what was it, a Section 8 grant that we received, the Department of Transportation grant that we received, there's a couple other ones, so all those other little grants that we receive would go under, under this. And we didn't put it in FY '21. So, that's why we're putting it in, in FY '21 now. So, Office of Aging, Title III Program grant, so all the little, other little grants that we get, it will just all go under this umbrella item to expedite processing for the Administration.

CHAIR LEE: Okay. Is that okay, everyone? All those in favor of the motion, say "aye", raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

CHAIR LEE: And then opposed, nay.

NOES: NONE.

CHAIR LEE: Motion carries; nine, zero.

And the last one, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Okay. So, the last one will be entitled "Countywide Climate Change and Sea Level Rise Adaptation and Resiliency Master Plan". It will be coded "001aasf02". And this is to, okay, I will make the motion.

AMEND, I MOVE TO AMEND THE BUDGET BILL TO ADD A
THIRD ELEMENT UNDER THE OFFICE OF COUNTY
COUNCIL, COUNCIL SERVICE PROGRAM, RELATED TO
COUNTYWIDE CLIMATE CHANGE AND SEA LEVEL RISE
ADAPTATION AND RESILIENCY MASTER PLAN.

COUNCILMEMBER KING:

SECOND.

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by Member King, to amend, amend the bill as read by Ms. Rawlins-Fernandez.

Discussion. Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Members, a similar element was included in FY 2020, the FY 2020 Budget under the Office of Council, County Council, Council Service Program. However, the request for proposals process was canceled, and the \$500,000 was not encumbered. This amendment also includes General Fund Carryover savings of \$500,000 to cover the cost of the master plan.

So, what happened with this plan is we had a timeline decided upon. It was scheduled and the pandemic happened, and it kind of pushed the timeline back and back and we're getting closer to the end of the fiscal year now. And my concern is that we wouldn't be able to execute the contract before the end of the fiscal year and the funds for this important plan would lapse.

And so, the idea is to recognize, so to cancel the RFP, and to recognize it as Carryover/Savings from the FY '20 Budget into the FY '21 Budget, with the same language "Up to \$500,000 must be for Phase I of a Countywide Climate Change and Sea Level Rise Adaptation Resiliency Master Plan". And I'd like to include to Sustainable Molokai.

CHAIR LEE: Include Molokai in the title or some, a separate plan?

VICE-CHAIR RAWLINS-FERNANDEZ: To the organization, to Sustainable Molokai.

CHAIR LEE: Okay. All right. Any more discussion?

If not, oh, Mr. Molina.

COUNCILMEMBER MOLINA: Sorry. Just a quick question for either Member Rawlins-Fernandez or Director Yoshimura. Where in the General Fund is the Carryover/Savings coming from again, specifically?

VICE-CHAIR RAWLINS-FERNANDEZ: From the Office of Council Services.

COUNCILMEMBER MOLINA: Office of Council Services.

VICE-CHAIR RAWLINS-FERNANDEZ: That's where it is currently. Yea. So, the Carryover savings would be because we would be cancelling the RFP, that the \$500,000 that was set to be given to that, so it's not new money. It's the same money that we would be carrying over from FY '20 into FY '21.

COUNCILMEMBER MOLINA: Thank you.

CHAIR LEE: Okay. Any further comments? If not, all those in favor the motion, say "aye".

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

CHAIR LEE: And then "no", raise your hand.

NOES: NONE.

CHAIR LEE: Alright. Motion carries; nine, zero.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. And that concludes my amendments

CHAIR LEE: Alright. Okay. Now, we have some more. Ms. Sugimura. I think you have four.

COUNCILMEMBER SUGIMURA: I have four. So, will the County Clerk be transmitting my four amendments also? I think, I like that.

CHAIR LEE: You like that?

COUNCILMEMBER SUGIMURA: I feel like we're on the Council floor. Do you have it? It says, Road Improvement DPW. So, this is Road Improvement DPW and it is Amendment Summary Form is regarding, I'm trying to establish, reestablish, which was deleted when we went through the Committee, the \$200,000 in the Budget Bill for, in the Highway Fund, from the Highway Fund and take the 200,000. And this is for planning and study in the, for Hansen Road and inter, Hansen Road intersection improvement at Pulehu Road.

SO, I MOVE TO AMEND PAGE 32 OF THE BUDGET BILL BY
DECREASING BY 200,000 THE APPROPRIATION FOR
HIGHWAY FUND, COUNTYWIDE ROAD SURFACING AND

PAVEMENT PRESERVATION, LOWERING THE
APPROPRIATION TO \$6,050,000; AND

2) AMEND PAGE 32 OF BUDGET BILL FOR THE WAILUKU-
KAHULUI COMMUNITY PLAN AREA, ROAD IMPROVEMENT,
BY ADDING 200,000 TO HIGHWAY FUND, FOR HANSEN
ROAD INTERSECTION IMPROVEMENT AT PULEHU ROAD,
AS A NEW APPROPRIATION; AND

3) AMEND PAGE 9 OF APPENDIX C OF THE BUDGET BILL
FOR THE DEPARTMENT OF PUBLIC WORKS, WAILUKU-
KAHULUI COMMUNITY PLAN AREA, TO ADD CBS-6050 [S/C],
C. HANSEN ROAD INTERSECTION IMPROVEMENTS AT
PULEHU ROAD, PLANNING TO DEVELOP
RECOMMENDATIONS FOR IMPROVING TRAFFIC SAFETY
AT THE INTERSECTION, AND \$200,000; AND

4) AMEND PAGE 15 OF THE CAPITAL PROGRAM BILL
APPENDIX B, BY ADDING \$200,000 FOR FISCAL YEAR 2021
AND THE 6 YEAR TOTAL FOR THE WAILUKU-KAHULUI
COMMUNITY PLAN AREA, ROAD IMPROVEMENTS, FOR THE
FOLLOWING NEW APPROPRIATION: CBS-6056, HANSEN
ROAD INTERSECTION IMPROVEMENT AT PULEHU ROAD.

You have received marked-up copies, and Members, the reason--

CHAIR LEE: Okay, okay, we need a second. We need a second.

COUNCILMEMBER SUGIMURA: Oh, sorry.

COUNCILMEMBER MOLINA:

SECOND, FOR DISCUSSION.

CHAIR LEE: Okay. It's been moved by Member Sugimura and seconded by Mr. Molina to
pass the four items and, and amend the budget, the four items as read by
Ms. Sugimura.

Discussion. Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you. This item, I spoke to the Kula Community
Association board, actually. This was a priority for them, for this fiscal year. And I

think, I believe our Committee discussion was it got taken off because of COVID-19 and trying not to do planning or start a new project in this fiscal year, and maybe saving it for the next fiscal year.

But my, the board members asked that it be taken up, as they have identified this as a traffic safety item. And from what they have shared is that when the Kula Highway gets, there's an accident or backed up, then this is the alternate route that the residents, Upcountry residents take. So therefore, this is the reason that they are asking that this be, this project begin. So, this is \$200,000 for planning.

CHAIR LEE: Okay. Okay. Any more discussion? Mr. Molina? Or anyone else?

COUNCILMEMBER MOLINA: Yea, Madam Chair, just maybe a quick question for maybe Director Yoshimura. How does this affect the highway balance, fund balance if we pass this amendment?

CHAIR LEE: Ms. Yoshimura.

BUDGET DIRECTOR: Sorry, Chair. Was that to increase? I don't have the summary form, so.

COUNCILMEMBER SUGIMURA: I do. It's, you all do, it's on page--

BUDGET DIRECTOR: Sorry. How were you going to, how were you going to pay for it?

COUNCILMEMBER SUGIMURA: From the Highway Fund, Countywide Road Resurfacing and Pavement Preservation. So, there's \$6 million. We took it out from there.

CHAIR LEE: Okay, she's looking it up.

BUDGET DIRECTOR: Yeah, so, what will happen then is the amount that was set aside for district road resurfacing will then be decreased by the amount for this one project. And so, it wouldn't affect the Highway Fund balance, but it will affect the amount that's appropriated for district road resurfacing.

COUNCILMEMBER MOLINA: Okay. Thank you.

CHAIR LEE: Anymore? I saw Ms. Keani Rawlins hand up, Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Yea, so, I did see that it was going to be coming out of Highway Fund, the \$200,000. And I know that we worked really hard not to touch that, that 6, \$6 million. The Department asked not to. And there was

a joke that was, that we kind of laughed about, kind of, that whose district is not going to receive that resurfacing funding. Because that's basically what you're touching. So, it's enough funding for all nine districts for Pavement Preservation and Resurfacing. So, if you're going to be taking \$200,000 from Pavement Preservation and Resurfacing, does that mean that you are taking it specifically from your district? Member Sugimura.

COUNCILMEMBER SUGIMURA: For your question, it is a request from my community. And so, that has to be the outcome. And I will talk to the Department to see how severe that is. But I, I am portraying the wishes of the Kula Community Association Board. So, that is, the answer is yes. I know that came up during discussion.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Mahalo Chair.

CHAIR LEE: Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you. I mean, it kind of sounded like my question got answered. But I was wondering did you, you haven't run this by Public Works, and if not, how come not?

COUNCILMEMBER SUGIMURA: So, this was a Public Works project that was in our, in the budget, which the, us, we took it out. The \$200,000, we took it out of the budget. Is that your, answer your question?

COUNCILMEMBER PALTIN: Have you run this amendment that you are proposing right now through Public Works?

COUNCILMEMBER SUGIMURA: This specific one, no, I didn't ask them about it. No.

COUNCILMEMBER PALTIN: Okay. Alright. Thank you.

CHAIR LEE: Ms. King.

COUNCILMEMBER KING: Thank you, Chair. So, I wanted to ask Ms. Yoshimura if since this is coming out of a countywide paving fund, couldn't this be addressed through Public Works, if this is a priority for that district? And they could decide to do this project instead of another project in that district?

BUDGET DIRECTOR: Councilmember King, yea, so the, when we proposed the project, it was a stand-alone project. It wasn't part of the district road resurfacing. So, I think this is more of a traffic and safety type of project, rather than a district road resurfacing. And so, I guess the proposal from Councilmember Sugimura is to actually reduce the

Countywide Road Resurfacing and then refund the, or restore the funding that was set aside for the Hansen Road Project.

The other option, I guess, would be to put the project in Appendix C under traffic, "Countywide Traffic and Safety Program". I don't know what the effect would be to that program if that was done. But that would be an option to have flexibility in that area.

COUNCILMEMBER KING: Okay. Cause it does, it sounds like if it's, if it's, if it's in a different purposeful intent, that there's no way to make sure that that comes out of like whatever district it's going into is there? I mean, is that, does that mean that 200,000 comes out of the Kula District, out of the Paving Fund, you know, just, and everything else gets distributed evenly? I don't know how you distribute that way, but it just doesn't sound like there's a way to make sure that it comes out of one district as far as that 200,000 in the Highway Fund.

BUDGET DIRECTOR: So, off-hand, I don't know what the breakdown is for the district road resurfacing and how much was set aside for the Kula area. But yes, it is one, one pot. And so, there's no specific appropriation allocated for each district.

COUNCILMEMBER KING: Yea. Okay. Thank you.

CHAIR LEE: Alright. Before I call on you, Ms. Paltin, I have a question for Ms. Yoshimura. It appears that we will be getting millions and millions of dollars from the State, Federal government; monies that, that could be used to supplement other projects, thereby, leaving other projects, freeing up, you know, the funding for those other projects. I anticipate having to deal with a number of amendments, because of all these monies that are coming in.

So, would it be possible to put this on the list? You know, on the list for maybe Public Works? So, when, when it's time for an amendment and there's extra monies identified, that this could become then a priority? Because it, my, my thinking is, yea, I think it's important that the community get their project, but it's, we're at a point where we're just about done with the Budget. And to make any kind of changes right now, it's like it, we wouldn't, we won't have time to vet it completely, as opposed to recognizing that there's this project that could possibly be taken care of in, in a future amendment.

Is that possible? You anticipate extra money coming down for us to deal with, Ms. Yoshimura?

BUDGET DIRECTOR: Chair Lee, so keep in mind that the funding that is coming from the CARES Act, all the monies expended has to be related to COVID-19. And it cannot

supplant any of the items that we currently have in the Budget. So, whether this project can be funded with the CARES Act money, unless we can have a direct correlation with COVID-19, I would--

CHAIR LEE: No, that's not what I'm saying. That's not what I'm saying. I'm saying that you, we may have existing projects that can now be paid for, not supplanted, but supplemented with COVID funds, thereby, freeing up those funds for other uses, you know? That's what, that's what I'm saying.

BUDGET DIRECTOR: Yes.

CHAIR LEE: But if you don't anticipate that ever happening, that you know, you can say so.

BUDGET DIRECTOR: Well--

CHAIR LEE: I, I, you know, we, we have \$500 million from the State coming. We got \$67 million now, and lord knows how many more millions coming down the pike. So, you know, I, I see that we do have some options.

BUDGET DIRECTOR: Right.

CHAIR LEE: More than likely, we have some options. So, you know--

BUDGET DIRECTOR: So--

CHAIR LEE: --to, to put back some of the projects we took out without, without supplanting any funding; just supplementing, you know?

BUDGET DIRECTOR: Okay. So, I guess my response to that would be if you wanted to give yourself the greatest flexibility, what, we have various pots of monies, right, like the road resurfacing, traffic safety, and all of that. What we're restricted to spending is what is listed in Appendix C. So, if we don't have the project listed in Appendix C then we cannot move forward with it.

So, if you wanted to do, or you know, to provide the flexibility, you would add the project. If the Department feels that it's a priority, if the Department has the extra funding or the capacity to do the project, then at least the project's there in Appendix C, under the project description, and therefore can move forward. But that would, without adding any monies to the budget or moving any monies around, that would, that would be the option to give you the greatest flexibility, I would think.

CHAIR LEE: Okay. So, so, in other words, what could be done here is proviso the funding in, in Appendix C. So, the Department can choose whether, you know, so you could proviso it as an additional subject to availability of funds or something like that.

BUDGET DIRECTOR: Correct. So, I wouldn't proviso it. I would just add the project to the project list. So, I think it's on page, so, Appendix C of the Budget Bill on page 8, is Countywide Traffic and Safety Programs.

CHAIR LEE: Okay.

BUDGET DIRECTOR: Being that it's a design, I think for a roundabout, that's probably where you would best put, add Number 5 and just say "Hansen" whatever the project is. Hansen--

COUNCILMEMBER SUGIMURA: Pulehu.

CHAIR LEE: Okay. But just, I just want to be clear, Ms. Yoshimura, that if we did that, we, we don't have to do anything else to the budget. We don't have to balance it with some other kind of funds, right?

BUDGET DIRECTOR: Correct.

CHAIR LEE: Okay.

BUDGET DIRECTOR: You would, you would--

COUNCILMEMBER SUGIMURA: I would be agreeable to that.

CHAIR LEE: Okay. That's Ms. Sugimura. Anybody else? Anybody else? You just said you agreeable to that? So, you want to talk some more?

COUNCILMEMBER SUGIMURA: To add it to Appendix C, then that would give the Department flexibility to look at it and leave the, the CIP for the paving alone, countywide sounds like.

CHAIR LEE: Yea. Yea, I think that's a better idea. Anybody else? Anybody else?

Ms. Rawlins-Fernandez?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Just wanted to clarify what it was the project was. I heard Budget Director Yoshimura say that it was for a design of a roundabout.

CHAIR LEE: Ms. Yoshimura.

BUDGET DIRECTOR: Yea. It was for Hansen Road intersection improvements at Pulehu, and I believe they were looking to do a study on a roundabout in that area.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. So, the 200,000 is for a study?

BUDGET DIRECTOR: Yes. Yea.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Ms. Yoshimura. Mahalo, Chair.

COUNCILMEMBER SUGIMURA: Chair.

CHAIR LEE: No, no, no, so what we're talking about then, Ms. Yoshimura, oh, you don't have this information, this ASF, yea?

BUDGET DIRECTOR: No.

CHAIR LEE: Okay. Let me go back to Vice-Chair Rawlins-Fernandez. So, if you are looking at the ASF, we don't have to do any of the four, except number 3, right? Number 3. So, she would like, withdraw her motion, which, which includes four items. She really wants to deal with number 3, right?

COUNCILMEMBER SUGIMURA: So, Chair.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, that would be adding the CBS?

COUNCILMEMBER SUGIMURA: Yea, that would be adding, so.

VICE-CHAIR RAWLINS-FERNANDEZ: And the in, the intention right now is to put it under a different CBS with a proviso saying that--

CHAIR LEE: This is number 3, yea? Number 3 of number 4, I mean 3 of 4.

VICE-CHAIR RAWLINS-FERNANDEZ: Yes, number 3 of 4, the Amendment Summary Form, is Appendix C in the Budget Bill. And it says Department of Public Works, Wailuku Community Plan Area, to add CBS 6056, c. Hansen Road Intersection Improvement at Pulehu Road, Planning to develop recommendations for improving traffic safety at the intersection, and 200,000. So, that CBS number is specifically for that project. And what I understand from the conversation is we're trying to put it under a different CBS number. So, it wouldn't be 3.

CHAIR LEE: Okay. What is, what would it be? What CBS number?

COUNCILMEMBER SUGIMURA: So, Chair, if I could?

CHAIR LEE: No, because we're not trying to do four items. We're trying to bring it down.

COUNCILMEMBER SUGIMURA: Right, I know. So, if I could? Just, from what member, from what Director Yoshimura said, and over discussion, is that I would basically withdraw this motion, and add this project just under CBS 6067. Is that right, Director? And then just list it, and then the Department can take it up, and we're not going to then--

CHAIR LEE: Okay, wait, wait, wait. Never mind the explanation. Don't have, okay, you don't have to explain anything else. Just get down to the motion. You withdraw your previous motion.

COUNCILMEMBER SUGIMURA: Yes.

CHAIR LEE: And whoever seconded it, with, Mr. Molina, withdraws. So, now make your motion now.

COUNCILMEMBER SUGIMURA:

SO, I MOVE TO ADD TO CBS 6067 IN APPENDIX C, PAGE 8
UNDER "COUNTYWIDE TRAFFIC AND SAFETY PROGRAM",
THIS ITEM, SO, IT WOULD BE ADDING HANSEN ROAD
INTERSECTION IMPROVEMENT AT PULEHU ROAD.

CHAIR LEE: Okay.

COUNCILMEMBER SUGIMURA: With no budget amount.

COUNCILMEMBER MOLINA:

SECOND.

COUNCILMEMBER SUGIMURA: Mr. Molina, second.

COUNCILMEMBER MOLINA: Yea, second.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR LEE: Okay, moved and seconded, as proposed by Member Sugimura.

Discussion? Everybody okay with this? Alright.

COUNCILMEMBER SUGIMURA: Thank you, everybody.

CHAIR LEE: All in favor say "aye", raise your hand.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, really quickly.

CHAIR LEE: What? You have a question?

VICE-CHAIR RAWLINS-FERNANDEZ: Yea.

CHAIR LEE: Yes, Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Because nothing was discussed with the Department of Public Works, the intention with this project is if there is funding leftover, and not that it would be, it would bump any other planned project out of this appropriated amount. Just so that the department is clear on what the Council's intent is with this amendment. So, that we're all clear and the Department is clear, and everyone is clear that we're, we're putting this under not to reprioritize what they're doing, but if there is additional funding to do the \$200,000 study, then they would do it, and not, this wouldn't supplant any of their planned projects that they--

CHAIR LEE: Yes. Yes, Ms. Rawlins-Fernandez. That's the reason why I mentioned to Ms. Yoshimura, subject to availability of funds. Okay? And she said no. So, shall we get clarification from her?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes, please.

CHAIR LEE: Ms. Yoshimura, why, why did, you remember, we talked about that five minutes ago? Okay, why did you say I don't have to add the proviso of, subject to availability of funds? Because I did not want to bump any project. But what if a project couldn't go? What if a project wasn't ready and there was an availability of funds? That's what I, that's the reason why I suggested that proviso.

Ms. Yoshimura.

BUDGET DIRECTOR: Chair, okay. Yea, sorry. For, to clarify, under CBS 6067 Countywide Traffic and Safety Program on page 8 of Appendix C, you would add number 5, which

is the Hansen Road Project. And that would allow the Department the flexibility, right, to do the project if one of the first four projects don't go, or there's additional monies, or they have the capacity to do it somehow. Just having the project in Appendix C will give them that flexibility. So, if funds, so right now, I think it's \$1,955,000 that's provided for in CBS 6067. So, with that funding, if they have the capacity to do the Hansen Road Project, they can move forward.

CHAIR LEE: Okay. The whole idea is not to bump another existing project.

BUDGET DIRECTOR: Correct.

CHAIR LEE: That, that's in the front of the line, yea? That's the whole idea. Nobody wants to do that. Okay. So, you're saying that's not going to be done.

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: Are we clear for takeoff? Huh? You still have questions? No? Okay. All in favor say "aye"?

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

CHAIR LEE: Okay. Opposed, "nay".

NOES: NONE.

CHAIR LEE: Motion carries; nine "ayes".

Thank you.

CHAIR LEE: Next.

COUNCILMEMBER SUGIMURA: Thank you, Members.

CHAIR LEE: Ms. Sugimura.

COUNCILMEMBER SUGIMURA: So, the next item is, did it come through?

CHAIR LEE: Okay.

COUNCILMEMBER SUGIMURA: Did you get it?

CHAIR LEE: Ms. Sugimura?

COUNCILMEMBER SUGIMURA: Yes. Alright, did you get my write up? Oh, you did. Amendment Summary Form.

THIS IS TO AMEND, I MOVE TO AMEND PAGE 1 OF THE BUDGET BILL AS IT RELATES TO LICENSES/PERMITS/OTHERS TO INCREASE THE AMOUNT OF 25,000, TOTAL ESTIMATED REVENUES BY 25,000, AND TO MAKE CORRESPONDING AMENDMENTS TO THE LIQUOR CONTROL PROGRAM APPROPRIATION ON PAGE 13 TO FUND THE DEPARTMENT OF LIQUOR CONTROL'S HIRING OF THE CONSULTANT, ALREADY REFERENCED ON PAGE 13.

This was my proviso that I added on. And Members, what this motion does is it adds funding to the proviso, so that the RFP can be issued, and the Department can utilize the 25,000 through this fund. Thank you, Members.

CHAIR LEE: Okay. Ms. Yoshimura. Well, okay, that's your motion. Second?

COUNCILMEMBER SUGIMURA: That's my motion.

CHAIR LEE: Anybody for a second?

Ms. Paltin, are you--

COUNCILMEMBER PALTIN:

I'LL SECOND.

CHAIR LEE: --asking a question or you making a second?

COUNCILMEMBER PALTIN: Second.

CHAIR LEE: Okay. Moved by Ms. Sugimura, seconded by Ms. Paltin, to amend the, the bill according to what was just said in the ASF; move to amend page 1 of the Budget as it relates to licenses, permits etc. by \$25,000 in the Liquor Department.

Discussion by Ms. Sugimura. If not, we'll go straight to Ms. Yoshimura and ask her. You're muted.

COUNCILMEMBER SUGIMURA: Go ahead and ask Ms. Yoshimura, Budget Director, if you have any comments.

CHAIR LEE: Okay. Ms. Yoshimura, can we do this without a problem?

BUDGET DIRECTOR: Chair, the Liquor Department is self-funded. If you want to add \$25,000 you would increase their revenue by 25,000, which would be in the licenses, permits, and other areas.

CHAIR LEE: Okay. So, it's, it's not a major thing to do that?

BUDGET DIRECTOR: No.

CHAIR LEE: Okay. Discussion by anybody else?

Ms. Keani Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. So, I have a question for Councilmember Sugimura. Is this the same priority that you had during the FY '20 Budget? Is this the same item?

COUNCILMEMBER SUGIMURA: Yes.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay, so, then my follow-up question to that is, I can't remember what the Department said when they came before us, but they had this whole fiscal year to carry out this, this item, because it was in FY '20, and they didn't. Do you have any indications that they'll do it this time?

COUNCILMEMBER SUGIMURA: So, that's the reason that I'm trying to put funding next to this proviso. This is actually my third year of doing this. And in the previous two years, I never added any more funding to it, and so therefore, this 25,000, what this does is to add funding to the proviso. Before it was just a proviso and the Department then would have to dig into their revenues to, in or, you know, "B" account in order to do this. So this would then give them the funding to do this study.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay, so, you spoke with the Liquor Control, and they explained to you that is why they didn't do the, this plan or what you are requesting

of them? What you are saying the reason they didn't do it in FY '20 is because they didn't have the funding?

COUNCILMEMBER SUGIMURA: Funding, yea.

VICE-CHAIR RAWLINS-FERNANDEZ: Is that what they said?

COUNCILMEMBER SUGIMURA: It was a, it was a proviso that would take away from their, their "B" Account, yea, correct.

VICE-CHAIR RAWLINS-FERNANDEZ: Well, when we put it in FY '20, we put the proviso in for \$25,000, so.

COUNCILMEMBER SUGIMURA: But no funding.

VICE-CHAIR RAWLINS-FERNANDEZ: Regardless of whether they, regardless of whether they did it or not, that 25,000 was locked. So, they wouldn't have been able to use it for anything else. So, they did have funding, because they wouldn't have been able to use that funding for anything else. So, I, I'm not convinced at this point that the reason they didn't do it is because they didn't have funding.

COUNCILMEMBER SUGIMURA: They did not, I never gave them any funding to do this in the past. So, if they wanted to do this, they would have to take away from another program that would come under their "B" account in order to make this happen. So, this is an attempt to give them the money to do the RFP. And, although, you know, we cannot force them to do it, I hope this will then encourage them to take this next step forward and do this RFP.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. I guess all I'm saying is they did have money, because we provisoed it. It wasn't additional money, but it was money that was locked in for this specific thing, so, and they didn't do it. That, that's all. So, I just, I, I, I'm on the fence on this one.

CHAIR LEE: Okay, now we're repeating ourselves.

Next, Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you, Madam Chair. I, I, I have mixed feelings about this as well. And you know, the Department is, you know, they can raise their revenue. They haven't raised their fees for their licensees in years. So, I don't think money is a problem for them. And it just seems like they, you know maybe just don't want to do it or they need some.

And I appreciate Member Sugimura, what she's trying to do to motivate them. But I don't know, it just doesn't seem like it's a high priority for them at this point. And of course, they're going through a transition, where they're going to be getting a new Director. So, I'm, I'm kind of like Member Rawlins-Fernandez. I'm kind of very lukewarm about this proposal and I'm just not really sure what, what this Department wants. So, it just doesn't seem like it's something on their high priority list. Thank you.

CHAIR LEE: Ms. Kama.

COUNCILMEMBER KAMA: No comment, Chair.

CHAIR LEE: No comment.

Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. I'll speak in support of this motion. I think it's needed, and the least we can do to give it a shot, help em out. If they choose to throw it away, then you know, we did our best. And, you know, after watching the most recent Liquor Commission meeting where they're allowing home delivery now, you know, I, I guess, you know, something got to be done. So, I'm, I'm for giving it a shot. It's not coming out of our General Fund, and so I'm okay with it.

CHAIR LEE: Anyone else?

Ms. King.

COUNCILMEMBER KING: Thank you, Chair. I, I have a question for Ms. Yoshimura. So, if we're assuming this extra money is going to come out of them raising fees, is that what we're saying, that they need to raise their fees in order to pay for this 25,000?

CHAIR LEE: Ms. Yoshimura.

BUDGET DIRECTOR: Councilmember King, yea, so, what happens is they set their budget, so and then they set their fees, right? So, that they know how much to charge each licensee. So, once the budget is set, then they will determine the license fees.

COUNCILMEMBER KING: Okay. So--

BUDGET DIRECTOR: So, what, if you don't add it in now, I'm not sure that you can go back in and increase it later.

COUNCILMEMBER KING: Okay. So, I guess the other question I have is, what happened to the 25,000 that was provisoed from this current budget? Did they, is that considered Carryover/Savings now? What, what's if it, it was only, it could only be used to do this study, and they didn't do the study, what happened to that 25,000?

BUDGET DIRECTOR: Right. So, that \$25,000 should end up as Carryover/Savings for Fiscal Year 2020.

COUNCILMEMBER KING: Okay. And that, it wouldn't be something that could be spent on something else?

BUDGET DIRECTOR: No, because when you, when we have provisos in the budget, we set up separate index codes, and so can't exceed the amount or you can't use it for other items if it doesn't meet the criteria.

COUNCILMEMBER KING: Okay. Alright. Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, real quick.

CHAIR LEE: Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo. So, I, I, I just wanted to clarify that the next step, so, when there's Carryover/Savings from a self-funded, from the self-funded Liquor Control, whatever isn't spent gets reimbursed to permittees is my understanding. Is that correct, Ms. Yoshimura?

BUDGET DIRECTOR: Yes, that's correct.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo.

CHAIR LEE: Anyone else? I personally, I, I understand where, what you are trying to do here. But if they haven't spent your, you know, your appropriation in the past, I'm not sure what, why they would do it now because they can just simply ignore it. You know, we can't force them to do a study. And, I don't know, I think that's one Department that has difficulty with rules, as it is. So, I, I can't support it. But anybody else? Any other comments?

BUDGET DIRECTOR: Chair.

CHAIR LEE: All those in favor of the, yes, Ms. Yoshimura.

BUDGET DIRECTOR: I just wanted to add, so if you leave the proviso here without any funding, and the Department decides to move forward with it, it'll take away from other operations that they, you know, they had set aside for. So, this was something that they didn't budget for. By putting the proviso, you're actually taking away \$25,000 of what they did budget for. And so, it, it, either take away the proviso or add the monies, because if not, it'll hamper some other operations that the Department would not be able to fund, or to reduce like their training, or it'll hamper their budget by leaving this proviso here without any money to back it.

CHAIR LEE: Well, I think what she's trying to do here is to add \$25,000.

BUDGET DIRECTOR: Yea.

CHAIR LEE: Yea? To give them the money, so they can't say we didn't have the money. So, they have the money now. They would have the money now. But my feeling is they wouldn't bother spending the money on, on creating rules for themselves. That's my thinking. So, they've tried to avoid it all these years. So, I don't know, it's--

VICE-CHAIR RAWLINS-FERNANDEZ: Isn't, isn't it their responsibility to, to come up with rules?

COUNCILMEMBER SUGIMURA: They have rules.

CHAIR LEE: I don't know what kind of rules this is, are these administrative rules? What kind of rules are they?

COUNCILMEMBER SUGIMURA: Yes. So, it is the entire Rules Governing the Manufacture and Sales of Intoxicating Liquor of the County of Maui and the entire Department Orders and Operations, Policies and Procedures Manual to propose revisions to the Liquor Commission to improve efficiency, consistency, and clarity, and update regulations to current society standards. So, that's the proviso and what . . . overview.

CHAIR LEE: Okay, Ms. Sugimura, as far as I'm concerned, I'm only one person. If, if they request this money for next budget year, I'll be happy to support that. But if it's coming from us, it's seems like they don't listen. It's like when we put money in the budget, and you know, and the Administration doesn't spend it? I mean, you going to keep putting money in the budget? You know, they're not going spend it. They have that option. So, anyway, shall we vote?

COUNCILMEMBER SUGIMURA: Vote.

CHAIR LEE: Ms. King.

COUNCILMEMBER KING: Yea, I just, yea, Chair, I just wanted to say, you know, I, that just listening to that description, it sounds like all the stuff they should be doing anyway. That's their job to do; to write the rules and to look at the standards nationwide. So, I'm not sure why they need an extra consultant to do that? But I would hope that the next person who comes in has that expertise to go ahead and do that without being told to do that.

CHAIR LEE: Any other comments or questions? If not, all those in favor of the motion, please raise your hand and say "aye".

AYES: COUNCILMEMBERS KAMA, PALTIN, AND SUGIMURA.

CHAIR LEE: Okay, three people. Those opposed, say "no".

NOES: COUNCILMEMBERS HOKAMA, KING, MOLINA, SINENCI, VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR LEE.

CHAIR LEE: Okay. I, I see five "noes". But I don't see Mr. Hokama. Okay. Six "noes", six "noes". Alright, motion fails.

Shall we take your next ASF?

COUNCILMEMBER SUGIMURA: The next one is also--

CHAIR LEE: Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Yes. Also, this is regarding the Liquor Department. When we went through the budget process, this, we're talking about the purchase of office furniture.

SO, I MOVE TO AMEND PAGE 1 OF THE BUDGET BILL AS IT RELATES TO LICENSE/PERMITS/OTHERS TO INCREASE THE AMOUNT BY \$50,000, TO INCREASE TOTAL ESTIMATED REVENUES BY 50,000, TO MAKE CORRESPONDING AMENDMENTS TO THE LIQUOR CONTROL PROGRAM APPROPRIATIONS ON PAGE 13 TO FUND THE PURPOSE, THE PURCHASE OF OFFICE FURNITURE FOR THE DEPARTMENT OF LIQUOR CONTROL.

CHAIR LEE: Is there a second?

COUNCILMEMBER PALTIN:

SECOND.

CHAIR LEE: Okay. Moved by Member Sugimura, seconded by Ms. Paltin, to amend the Budget \$50,000 for office furniture.

Discussion?

COUNCILMEMBER SUGIMURA: So, I'll speak to the motion. And the reason why I'm doing it is we received a letter dated I think April 30, from the Liquor Department and basically talking about all the, all the reductions we made through their Department, which was 12%. And one of the things that I remember when we were talking about this that when we're, this is actually for the move when they go from their current location to the new Service Center, corresponding with positions. So, this basically is putting back the 50,000 that we took up, took out. Thank you.

CHAIR LEE: Okay. Any discussion?

Ms. Paltin, then Mr. Molina.

COUNCILMEMBER PALTIN: Thanks. Yea, I voted against taking out the furniture money. So, I'm glad, thank you, Ms. Sugimura for bringing this back. You know, it's our new building and I think that we should be putting appropriate furniture inside of it. And, you know, it's like, I think Chair Lee said during our deliberations, like, are we trying to give more money to the licensees?

It's just, you know, appropriate work environments. Why are we taking it out on the inspectors and the people that are working if the Department as a whole is not running correctly? I don't think we would do that to our staff or anything. So, I just think this is an appropriate thing to do. Thank you. Supportive.

CHAIR LEE: Comments? Questions? Mr. Molina, then Vice-Chair Rawlins-Fernandez.

COUNCILMEMBER MOLINA: Yea, thank you, Madam Chair. If Budget Director Yoshimura can confirm this for me, I believe that 50,000 was an expansion request and we had been asking all our Departments to, you know, really reconsider some of their expansion requests. So, for me, you know, I'm going to stick with my original vote in Committee. Again, this is an expansion request. I think it can wait a year. I believe their furniture that they have right now is, is very serviceable at this point. Thank you.

CHAIR LEE: Ms. Yoshimura. Ms. Yoshimura.

BUDGET DIRECTOR: Chair, the, yea, the request was for \$50,000 for furniture because they will be moving into the new Service Center. The new Service Center isn't expected to be available to them at the end of this calendar year. And so, putting the furniture in before move-in would be appropriate in Fiscal Year 2021.

CHAIR LEE: Is it for expansion?

BUDGET DIRECTOR: Well, Chair, it's, it's considered an expansion because it's new furniture that's going to go into the Service Center and not, it, it won't be expended. If they don't move, then they will buy new furniture. If they're, because they're moving to the new Service Center, they're going to have furniture. Some of it is going to be I think modular furniture to be built into the Service Center.

CHAIR LEE: I see.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. That was going to be my question regarding the condition of their current furniture. I inherited furniture from the Councilmember that was there before me and I'm making use of that furniture. It's fine. It does the job. And so, yea, that that's my first question, is what, what is, is the condition of their current furniture? Is it like all like wrapped in duct tape? Is it like, you know, like not usable? I have some duct tape for--

CHAIR LEE: Anybody else?

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, okay. If that question wasn't going to get answered, then the second thing is so, there was a comment about the permittees. Like, do we want to give them more money? So, are, the permittees are also our businesses, our small business and we are trying to give them a break, because we don't want them to go bankrupt, right?

So, you know, like Member Molina said, if we can just hold off a year and just use what we have for now, and, you know, give our permittees, who are our smaller businesses or just our businesses in Maui County, you know, that break. You know, I would be supportive of that. We're, we're trying to give them micro-loans. We don't want to give them, you know, like, or micro-grants, micro-business grants, just to pay their, you know, permit, liquor permit. So, mahalo, Chair.

CHAIR LEE: Ms. King.

COUNCILMEMBER KING: Thank you, Chair. I heard Director Yoshimura say something that, you said something about the furniture being modular and built in? So, if furniture is being built in, wouldn't that be part of the expense of actually the build out of the, of the rooms and not go to, I mean, department by department? Or do, does each department have to pay for all their build out in their offices?

BUDGET DIRECTOR: Councilmember King, yea, so each Department is going to be responsible for their own build out in their area of the Service Center. I think we have DSA moving in there and I think we had some allocations for funding for furniture there, too. So, being that there are special funds, we're, we're asking them to pay for their own furniture and not have it come out of the General Fund and part of the overall construction of the project. Thank you.

COUNCILMEMBER KING: Okay. So, and my other question is, so we, we don't have any expansion positions, so for this Department? Is that correct?

BUDGET DIRECTOR: Correct. I think there was a, I think you defunded three positions for the Liquor Department.

COUNCILMEMBER KING: Okay. So, just wondering if everybody who would be moving already has furniture that they could take over? Is that, is that the intent of all of the departments? Is that, or is the intent of all the departments that are moving into that building to be able to buy new furniture?

BUDGET DIRECTOR: I think the intent is to get new furniture to make it fit in the Service Center. Some of the furniture that we have now, the desks, the drawers don't open. I, I think a lot of furniture is old and what we can reuse, we will reuse. But for the most part, most of the, like some of the filing cabinets don't, you know, some of the drawers don't open. So, we just want to make sure we get, we have an appropriation available, should they need it, to buy the furniture that they need. If they don't use it, then again it becomes Carryover/Savings for Fiscal 2021 and then it'll be, you know, given back to the licensees when we do Fiscal Year 2022.

COUNCILMEMBER KING: Okay. And then, I guess, I guess my last question, if I may, Chair? Is we, we passed the, the ability for the departments to, to collapse their "B" and "C" Funds to, if they need some kind of equipment, better than they need, or more, more than they need some part of their operations and they can move that money around. So, this applied to whatever potential needs the Liquor Department might have. I mean, if we don't know when they're moving in, and we don't know if they need

\$50,000 worth of furniture, you know, they would, they would kind of have to balance that out against their "B" Account and decide if, if they do need some furniture, they can move monies around.

BUDGET DIRECTOR: Yea, thank you. And you, you did give us the flexibility to move monies between "B" and "C". They have a very limited amount of monies in that area. So, all we're, all we're looking for is to make sure that they have sufficient funding and not jeopardize any services, training, or any type of operational functions that they need to provide to the licensees, to the permittees, and to the public. Thank you.

COUNCILMEMBER KING: Okay. And then, do you guys have the same deal like we have in our Council Offices, where when we are not using furniture, it goes into a room and anyone else can go in there and claim it? And so, we actually share furniture a lot. We use, like, like Vice-Chair said, we, everybody gets their furniture handed down to them and, you know, we, we try to make the best use of it till. Probably the worst conditioned chairs I ever saw were in Mr. Molina's Office when he took over, so they had to be replaced. But they were like literally coming apart. But, you know, we, we do that in an effort to, you know, to try to spend the money more on operations than, than equipment. But do you guys, do they do that among the departments?

BUDGET DIRECTOR: We do. As soon as departments identify furniture that they don't need, they will send out an email. My conference room, my chairs are all from another department. In our offices, all of our guest chairs are all from another department. So, yea, we do share equipment and furniture.

COUNCILMEMBER KING: Okay. That's good to know. Yea, I think that's, that's kind of the ticket of the day, since we're in these dire straits. Thank you.

CHAIR LEE: Anyone, oh, Mr. Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair. Can you hear me?

CHAIR LEE: Yes.

COUNCILMEMBER SINENCI: Okay. I just had a quick question for Ms. Yoshimura. You know, last week, Director Baz said that the departments were able to give a list of items to the Administration. I don't know if it would be more COVID related, but to try and supplement the, some of the cuts that were made. Is that correct, Ms. Yoshimura? Are, are departments asking the Administration for additional funding?

BUDGET DIRECTOR: Councilmember Sinenci, yes. So, the departments were requested to provide information on what they would need that was COVID related that we could

use the CARES Act monies for. And so, when we did the presentation earlier, Director Baz did, that incorporated some of the recommendations from the departments regarding what types of COVID related equipment, or operational needs they would have. So yes, that was incorporated.

COUNCILMEMBER SINENCI: Okay. Thank you. I don't know if furniture could come under, you know, social distancing but thank you for answering. Thank you, Chair.

COUNCILMEMBER KING: Chair, you're muted.

CHAIR LEE: All those in favor of the motion say "aye"

AYES: COUNCILMEMBERS KAMA, PALTIN, AND
SUGIMURA,

CHAIR LEE: Opposed, "nay".

NOES: COUNCILMEMBERS HOKAMA, KING, MOLINA,
SINENCI, VICE-CHAIR RAWLINS-FERNANDEZ,
AND CHAIR LEE.

CHAIR LEE: Okay. We have three "ayes", and six "nays". We did have more? This is in favor of the motion to amend the Budget for \$50,000. Okay. Shall we do it again? Those in favor of the motion, please raise your hand again and I'll, I'll call your name: Sugimura, Paltin, Kama. Okay, that's three.

Now, those against, raise your hand. One, two, so we have King, Rawlins-Fernandez, Hokama, Molina, Paltin, Sinenci, and me, 6-3. Okay, motion fails

VICE-CHAIR RAWLINS-FERNANDEZ: Not Paltin. Not, not Paltin.

COUNCILMEMBER KING: Paltin, she voted in favor.

CHAIR LEE: I didn't see your hand. I just saw your smile. I didn't know if it was yes or no? Okay, Paltin was a "yes". So, the vote was 5-4 *[sic]*.

Alright, Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you. I was trying to help the Liquor Department. We cut back their budget by 12%.

CHAIR LEE: Yea, I know.

Okay, wait, wait, wait, wait.

COUNCILMEMBER SUGIMURA: Last one.

CHAIR LEE: 6-3?

VICE-CHAIR RAWLINS-FERNANDEZ: Yea, the last vote was 6-3. Was it Member Sugimura, Member Kama, Member Paltin; 3?

COUNCILMEMBER PALTIN: I think somebody needs to get Chair Lee a snack.

COUNCILMEMBER SUGIMURA: Last one.

CHAIR LEE: Didn't I say 6-3 in the beginning?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes.

CHAIR LEE: And then somebody said no, no, no, no. So, I took the vote again. The 6-3, for Sugimura, Tasha, and who else?

VICE-CHAIR RAWLINS-FERNANDEZ: Paltin.

COUNCILMEMBER SUGIMURA: Paltin.

CHAIR LEE: And Paltin. Okay. That was 6-3. And then somebody said no. I took it again. And it became 5-4. And now it's, who's fooling around over, huh, what is it?

VICE-CHAIR RAWLINS-FERNANDEZ: James, stop fooling around with Chair Lee.

CHAIR LEE: Roll call. Roll call. Roll call. Okay. The Clerk's going to call your name and you say something, okay? Clerk.

DEPUTY COUNTY CLERK: Councilmember Shane Sinenci. Councilmember Shane Sinenci.

CHAIR LEE: You have to vote, Shane.

COUNCILMEMBER SINENCI: Thank you, I've just been unmuted. Just for--

CHAIR LEE: The same votes. We're going back to the same vote. You voted "no" before.

COUNCILMEMBER SINENCI: NO.

CHAIR LEE: Okay. That's one vote. Next.

DEPUTY COUNTY CLERK: Councilmember Mike Molina.

COUNCILMEMBER MOLINA: NO.

DEPUTY COUNTY CLERK: Councilmember Kelly Takaya King.

COUNCILMEMBER KING: NO.

DEPUTY COUNTY CLERK: Councilmember Riki Hokama.

COUNCILMEMBER HOKAMA: NO.

DEPUTY COUNTY CLERK: Councilmember Tamara Paltin.

COUNCILMEMBER PALTIN: AYE.

DEPUTY COUNTY CLERK: Councilmember Yuki Lei Sugimura.

COUNCILMEMBER SUGIMURA: AYE.

DEPUTY COUNTY CLERK: Presiding Officer Pro Tempore Tasha Kama.

COUNCILMEMBER KAMA: AYE.

DEPUTY COUNTY CLERK: Council Vice-Chair Keani Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: NO.

DEPUTY COUNTY CLERK: Chair Alice L. Lee.

CHAIR LEE: NO.

AYES: COUNCILMEMBERS KAMA, PALTIN,
AND SUGIMURA.

NOES: COUNCILMEMBERS HOKAMA, KING, MOLINA,
SINENCI, VICE-CHAIR RAWLINS-FERNANDEZ,
AND CHAIR LEE.

DEPUTY COUNTY CLERK: Madam Chair, there are three "ayes", six "noes"; motion fails.

CHAIR LEE: Okay. Next. Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Okay. you were right.

OKAY, THE LAST ONE THAT I HAVE IS A AMENDMENT FOR,
TO MOVE, AMEND PAGE 18 OF THE BUDGET BILL TO
INCREASE, INCREASE TO \$75,000 APPROPRIATION FOR
HUI NO`EAU VISUAL ARTS CENTER, ART WITH ALOHA, AND
TO AMEND PAGE 17 OF THE OF THE BILL TO DECREASE TO
\$115,000 THE APPROPRIATION FOR MY DISTRICT, WHICH
PUKALANI-KULA-ULUPALAKUA ECONOMIC DEVELOP-
MENT, ENVIRONMENT, AND CULTURAL PROGRAM. THAT'S
MY MOTION.

COUNCILMEMBER KING:

SECOND.

CHAIR LEE: Okay. Moved by Member Sugimura, seconded by--

COUNCILMEMBER KING: Second.

CHAIR LEE: --Ms. King.

Okay. Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you. This action is to restore funding for the Hui No`eau Visual Art Center, Art with Aloha, to the level included in the Mayor's proposed Fiscal Year 2021 Budget; a level that is necessary to ensure the continued success of the culturally important program. And I think you heard the executive director testify this morning about this program. So, I'm just trying to give them the additional \$25,000 that we cut off from that when we did the budget review in the Committee, which would then bring this to a total of 75,000.

CHAIR LEE: Okay. So, you're using your district money?

COUNCILMEMBER SUGIMURA: I'm using my district funds.

CHAIR LEE: Okay.

COUNCILMEMBER SUGIMURA: As the offset.

CHAIR LEE: Okay. Any more discussion?

Mr. Molina?

COUNCILMEMBER MOLINA: Thank you very much, Madam Chair. So, I don't know if maybe Director Yoshimura can weigh in on this? So, how, how much would that leave as far as a balance for Member Sugimura's district for other cultural activities by removing \$75,000?

COUNCILMEMBER SUGIMURA: 115,000 is the balance.

COUNCILMEMBER MOLINA: Oh, so, you'll be left with 115?

COUNCILMEMBER SUGIMURA: 115, yea.

COUNCILMEMBER MOLINA: Okay. Thank you.

CHAIR LEE: Okay. Anybody else? All those in favor of the motion, please say "aye" and raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

CHAIR LEE: And then those opposed, say "no", raise your hand.

NOES: NONE.

CHAIR LEE: Unanimous.

COUNCILMEMBER SUGIMURA: Yay, thank you.

CHAIR LEE: Nine "ayes". Okay. That was the last one for you, Ms. Sugimura. And then we have one here for Mr. Hokama.

COUNCILMEMBER HOKAMA: Thank you, Chair. I have written out an amendment that I want to propose to the Committee Members from the earlier discussions we had regarding the MEO Micro Grants Program. My amendment, Members, is similar to the area that Vice-Chairman Rawlins-Fernandez had proposed earlier.

PAGES 20-21, THIS IS UNDER NUMBER 1, UNDER THE MEO PROGRAM. IT'S ABOUT HALFWAY DOWN. AND THE SENTENCE WOULD START WITH "2020", THE YEAR 2020, COMMA, AND THIS IS THE AMENDMENT: "PROVIDED A COPY OF THE SUBMITTED INTERNAL REVENUE SERVICE SCHEDULE F FORM FROM THE PREVIOUS TAX-YEAR,". THAT IS THE AMENDMENT. PROVIDE A COPY OF THE SUBMITTED INTERNAL REVENUE SERVICE SCHEDULE F FORM FROM THE PREVIOUS TAX-YEAR, COMMA

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: . . . unmuted. Okay. It's been moved by Mr. Hokama, seconded by Ms. Sugimura, to make this amendment. And you, he just explained it. Mr. Hokama just explained it. Any questions or comments?

Mr., I mean, Ms. Paltin.

COUNCILMEMBER PALTIN: I just was wondering if someone could break down what a schedule F form is, for some of us that aren't familiar?

CHAIR LEE: Mr. Hokama.

COUNCILMEMBER HOKAMA: Yea, thank you, Chair. That is a form that the Internal Revenue Service, I had misstated earlier, the State of Hawaii. It's not the State of Hawaii Schedule F, it's the IRS, Internal Revenue Service Schedule F form that the businesses would submit to qualify, even for the Federal Loan Programs, Small Business Loan Programs, they would need to have some type of documentation to verify their status, as well as qualifications to receive Federal COVID financing.

So, this would assist MEO in ensuring qualifications, as well as during auditing procedures the County can reverify again for the Federal government that we have followed similar procedures as it regards to small businesses. The Budget Director may have additional comments that she may wish to provide. But that is my understanding, Ms. Paltin. It's a verification requirement. Thank you.

COUNCILMEMBER PALTIN: If I could just follow-up, I guess? Would this form, I don't know if it's for Ms. Yoshimura or who, would it apply for kuleana kalo farmers?

COUNCILMEMBER HOKAMA: That's a great question, Ms. Paltin. I'm not sure about that particularly. But yea, I would love to follow-up with you and ensure that that doesn't get jeopardized.

COUNCILMEMBER PALTIN: Cause--

COUNCILMEMBER HOKAMA: I don't know if, I don't know if Ms. Thompson from Corp. Counsel is listening, but if Corporation Counsel is listening and you could provide us comment, we would appreciate it. Thank you, Chair.

COUNCILMEMBER PALTIN: And, and the only reason I ask is because I thought that Member Rawlins-Fernandez purpose was like, you know, to ensure food security. And, you know, kalo farming has fed Hawaii, you know, it's a tried and true method. And so, I just, you know, if we're going to expand farming, like small investments that would allow folks to multiply the amount of food that they can provide in case anything disrupts the source, I just want to ensure that we have the capacity to provide more kalo.

COUNCILMEMBER HOKAMA: I, I'm with you on that, Ms. Paltin, I mean, in support of that. So, yea, I'll be working, happy to work with you and ensure that we protect those opportunities for our Native Hawaiian farmers. Thank you, Chair.

CHAIR LEE: Alright, anymore, oh, Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. And mahalo, Member Hokama, for developing the language to include in the Micro Grants. I guess that was my concern too; Kuleana farmers. But the intention was really to help businesses, which is why Member Hokama wanted to add this part of it; IRS Schedule F.

Because my understanding is if you have a business license, then you would likely be filing a Schedule F, so that it, it should be consistent. So, I don't, I don't know if even without this language kuleana farmers would have been excluded. Because you would need a business license as we put, so, a County business, or State General Excise Tax License, and then an additional verification of a Schedule F form which is, which is submitted annually if you're a business.

Yea, so, as I said earlier, I was supportive of adding this additional verification to ensure that it is farming businesses, and not people doing gardens in their backyard;

if it's not an actual business. And, and that was, you know, the discussion that we had in EDB Committee, which is why I, I would be supportive of this amendment. Mahalo, Chair. Mahalo, Member Hokama.

CHAIR LEE: Anyone else?

Ms. King.

COUNCILMEMBER KING: Thank you, Chair. I just wanted to ask about the timing of it. Because Schedule F, it goes on, it's a Federal form that attaches to our tax returns for, for the calendar year, I believe. But even if it's the fiscal year, the fiscal year for the Federal government is different from our fiscal year. So, if we're trying to make sure that people have been in business for a year, is it a year before they actually get their grant? Or a year before the beginning of the year? Then how does that jive with this other form that's the Federal reporting?

COUNCILMEMBER HOKAMA: Chair, if I may?

CHAIR LEE: Mr. Hokama.

COUNCILMEMBER HOKAMA: Thank you. Again, great question, Ms. King. I would say, you know, I'm not asking our businesses to do anything that we're not asking them to do, that they currently are. The same form that we're talking about right now, Schedule F, is also the form that we require, I believe through our Code, to get the ag water rates. And these are what our ag business farmers are already required to fill out and submit. So, we're not going to be asking them to do anything new. We'll just be following up, and they could actually use the same, they're going to use the same form to submit their verification for us. So, that's how I see it, Ms. King. Thank you.

COUNCILMEMBER KING: Okay. Just so the, if they, if they're reporting for the previous year, there might only be a portion of that previous year that they were farming, if they were farming for a year, you know, starting in the middle of the year to the middle of our year, which is our the fiscal year. And that we're, and as long as they are reporting for the previous year, they're not going to get dinged if they weren't farming that entire year. Do you understand what I mean? I'm just, I want to make sure that they don't get penalized for not having an entire year of, of calendar-year of farming if they've still met the one-year previous to their grant.

COUNCILMEMBER HOKAMA: Right, right. Yea, and again, I trust the Administration with MEO is, is, you know, getting, fine-tuning the guidelines on the applicants and what will be reviewed, and the criteria that will be utilized to make a determination whether it's going to be approved or not. It's the same way with the Federal government's

stipends to our, excuse me, residents. If your employer was not participating into the unemployment fund, many of those that had anticipated a check will not get a check because your employer was not a participating member of the program. If you haven't put it in, you're not going to get anything out of it. And that is one things that the Federal government is very active in safeguarding.

They want to ensure that those that have provided some vestment, we get the benefits of the Federal supplemental funding. And that is one of their, I would say safeguards to ensure of how to verify those that are receiving those Federal dollars. That's the best as I understand it, Ms. King. But I know what you're saying, and I don't want anyone to feel they're going to be shorted because they weren't able to give the full year. I would say, I'm open to finding a way to allow them to get a pro rata, appropriate pro rata support from us.

COUNCILMEMBER KING: Okay. Thank you.

CHAIR LEE: Any other questions?

Ms. Rawlins-Fernandez?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. What Member King shared is also a concern for me because you can get a GE Tax License, or a business license, you know, halfway through the year, as Member King mentioned, and you can do farming halfway through the year. So, I was wondering if Member Hokama would be open to how we have County business or State General Excise Tax License, or provide a copy of the submitted IRS Schedule F Form from the previous tax year? So, one, one of the three?

CHAIR LEE: Mr. Hokama.

COUNCILMEMBER HOKAMA: Chair Lee, as you wish. You know, in the spirit of moving forward, a compromise of all our various viewpoints, I'm very supportive of Ms. Rawlins-Fernandez's proposal. I think this will help MEO help make those important decisions on who is qualified and who isn't. So, I see this just as another tool for us to utilize and verify our decisions. Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: Perfect. Mahalo, Member Hokama. I will be voting in support of Member Hokama's amendment.

CHAIR LEE: Any further discussion? Alright, all those in favor, say "aye", raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay, it's unanimous; all "ayes". Nine "ayes", zero "noes"; motion carries.

COUNCILMEMBER MOLINA: Madam Chair.

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you. Just need some clarity. How long more have we got, and any chance we could take just a quick break to refresh ourselves or feed our brains or whatever? We've been going straight for five hours, so just asking.

CHAIR LEE: Okay. Actually, we're at the end. If nobody else makes an amendment, we're ready to vote on the main motion as amended. And then we'll take maybe a half an hour break and then we do the Chair's Meeting and then you can have a wonderful rest of your day.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, we also have second and final reading and I can do that all in one motion.

CHAIR LEE: Okay, yea. Oh, wait, where's my, I put my agenda away already. Shoots. Okay, let, let's take a vote. Let's take a vote. All those in favor of, I mean, yea, of the main motion as amended, please say "aye". This is on the budget, now. This is on the whole tamale. Okay. All those in favor.

COUNCILMEMBER HOKAMA: Chair.

CHAIR LEE: Yes. Yes, Mr. Hokama.

COUNCILMEMBER HOKAMA: Are you going to allow us to, for those that wish to make very short comments, Chair.

CHAIR LEE: Sure. I have never, I have never seen you guys do short comments, but there's always a first time. Okay. We can go right down the line. And down the line is, actually my line, is starting with Mr. Hokama. Then Ms. Tasha.

COUNCILMEMBER HOKAMA: Thank you, Chair. This afternoon, I'm going to speak in support of the motion with reservations, yea, Members. And these are my areas of reservations, very quickly.

Page 12, our Committee Report states that the budget appropriations are identified in our budget worksheet attachment and incorporated as Exhibit "1". And, and for me, my review from April, what we used on April 30, from Committee, and what we posted for Council meeting, I just was concerned that the, some of the estimated revenues on page 3 is different from what the Mayor had proposed and our number. As well as on page 70, when I review it from April 30, to the posting, our CIP totals on page 70 are, are also not in unison. So, I just bring it up about some, some things that are not matching up.

Also, on Exhibit "1", we have a modified version of Exhibit "1", which was worked in the Committee on April 30. And going through my worksheets that the Committee was presented on April 30, I notice that not all of the revisions are reflected in the current version of Exhibit "1" draft before the Council. So, I just wanted to double-check on that, Chair.

My other concern was the decrease to the revenue for the Solid Waste Management Fund based on less tonnage at the landfill. But I didn't see any requests to the supplemental transfer from the General Fund to the Solid Waste Fund to offset potential operational issues or costs. And then we just took care of the Giggie Hill thing, so I'm happy with that.

The last one I was concerned about quickly, was under our provisos, we have used words this year such as "up to", the other phrase "at least", we've used the word "support", we used the phrase, "provide aid", and we used the word "established." And I just share that with my colleagues, because I believe we are leaving great flexibility and we are leaving the interpretation of these words or phrases up to the Administration. And I just share that with you, my Members, if that is what we would like to do, or if that is what you would like to do with your personal project about how the funds are to be expended?

So, I just share that as my reservations regarding the motion this afternoon. But I will support the Committee's work, and I thank Chair Rawlins and her staff for a great job in a difficult format. So, thank you very much.

CHAIR LEE: Thank you, Mr. Hokama.

Member Tasha Kama. Let's skip over her right now.

Ms. Sugimura.

COUNCILMEMBER SUGIMURA: I am supporting this with reservations. And some of the things that I think all of you know during our Committee deliberations that I had difficulty with, because of this COVID-19 situation that we are going through is to give raises to our staff, when we're asking departments to have hiring freezes, and cutting back, you know, five percent at a minimum. Some departments had more or less. But just basically just to tighten up what we did, well, to cutback, which we did, which is a \$52 million at that time, which is commendable. And, but I still have a hard time with this, as we are asking other departments to cutback and we're giving our staff raises. So, with that, I am voting with reservations.

I want to commend also Keani Rawlins-Fernandez and her staff for doing a good job, with Sarah. And I want to also commend Bruce Hashimoto, who took us in this COVID-19 online meetings that worked out really well. And special thanks to Director Yoshimura, who stood by us as we went page by page and provided the big picture guidance. But in general, I think we did the hard work and it is first time.

But I like the fact that we took this seriously, and we cutback and I, I just hope that we can support and get through with the, you know, the 30,000 employees that are not working, that we can see them through this, help the homeless, and different programs that I think, you know, are tugging at our hearts as we go through this very intense moments with COVID-19. So, thank you very much, Chair.

CHAIR LEE: Thank you. Member Tasha Kama.

COUNCILMEMBER KAMA: Thank you, Chair. Wow, we're still alive and well, and that's because our, iron sharpens iron, and that's what we are on this Council. That, I think somebody said earlier that we don't always agree. Good, I'm glad we don't always agree. You know how boring that would be? I mean, we create excitement out of stuff that is so boring. It makes people want to watch us all the time. It's like the soap opera that you can't get, that gets under your skin, you can't let it go. But that's only because of the leadership that each and every person has brought to us.

But it also is because the people that work in the Administration help us to do our job and help us do it right. And I just want to say great kudos to Michele, who stayed up with us for those long hours; the OCS staff that had to sit next to, and on top, and around us just to hold us up and support us and keep us up at night. But I am very happy that it is all over. And I'm so happy that we're back to getting into the, another routine of what is going to be a new normal for us. So, thank you, Councilmembers. I have my lunch. It just came. So, I'm going to be very brief. So, thank you, and aloha, and mahalo.

CHAIR LEE: Thank you. Mr. Molina.

COUNCILMEMBER MOLINA: Thank you very much, Madam Chair. Well, I'll do my little spiel here. You know, certainly this is a budget that reflects the sign of the times, a budget that's been heavily influenced by the effects of COVID-19. And you know, funding, even still with all of the challenges, funding has been provided to maintain our core services, support for our small businesses, especially those in agriculture, and of course the many nonprofits who provide important health and human services for our kupuna, keiki and those in need.

And as far as tax relief, majority of the categories have been adjusted to provide tax relief for those in need, especially those with, in our single-family categories, who going to need a lot of help because mortgages and all of that stuff and health benefits. We don't know what, when that's going to run out. So, we've still managed to provide some relief and trim, what, 50-60 million off the Mayor's originally proposed budget.

And not all of my district and countywide proposals made the cut, but a majority of them did, for which I am very thankful to you, my colleagues, for supporting. And I did come out on a short end of some votes taken on the real property tax rates, but you know what, it's politics, and it's still ultimately a reduction that will offer relief. So, with that being said, I have no reservations about supporting this budget.

Mahalo, to Budget Chair Rawlins-Fernandez and her Committee and office staff who took us through this journey via Bluejeans, which was certainly groundbreaking. And it's good that we, some of us old dogs can learn some new tricks as far as technology goes, so I think this is helpful for, for many of us.

And mahalo to the Mayor's Administration who worked collaborately with us, especially Budget Director Yoshimura, who had to deal with us every day on this wonderful journey. But I want to thank her, and also our Directors.

And last, but not least, my office staff who did a lot of the grunt work, actually practically most of it. So, I want to thank them for working very hard. And thank you, Madam Chair, for your shepherding us through this process here today. I know you, you just got an endless amounts of energy just like the energizer bunny. So, keep up the good work, Madam Chair, and thank you Members.

CHAIR LEE: Thank you, Mr. Molina.

Ms. King.

COUNCILMEMBER KING: Thank you, Chair. I know, I, we're all, anybody who speaks is standing between us and our lunch. So, I'll try to make it brief. I do want to thank the, our Budget Chair Keani Rawlins-Fernandez, and your staff, and our Budget Director for getting us through this.

We came into this budget like right at the periphery of the COVID-19 and so we got a budget that included a lot of revenue that all of a sudden, we weren't going to have. And so, you know, we, we've always talked about not needing to go through the budget with a fine-tooth comb, but we really needed to do that this year. That's how we cut out \$52 million. So, we put in a lot of hours and I'm really proud of everybody for doing that, for doing that with this new system that, with all of its glitches it has been the most, I think, we are, we're on the forefront of, of holding these kinds of meetings in our State. And we got a lot of, a lot of stuff done. And we started out with a challenge to us even holding these meetings.

And I remember Chair Lee saying, wanting to know if anybody was concerned about it and we ended up with every, almost every single testifier thanking us for having this format and for allowing them to be part of the process, maybe even more than they would have been if we were in chambers.

So, everybody did a lot of work, I feel like the budget we ended up with was balanced, but it also had vision in it, and we've got, we addressed economic diversity. We've addressed climate change issues. We've addressed a lot of our environmental issues, that we've, are ongoing; things like our sewage treatment and stuff like that.

So, I, I'm very gratified with this budget that we ended up with. And I, and even though everybody didn't get everything they wanted out of it, I think everybody got enough out of it for our particular districts and our particular interests that we can look forward to making a lot of progress this next year.

So, thank you everybody who was involved. And thank you for your support, Director Yoshimura because, you know, I know sometimes you get caught in between what the Mayor wanted and what we wanted. And you did a really good job of bridging that gap. So, appreciate everybody. Thank you, Chair. Obviously, I'm in favor of this budget.

CHAIR LEE: Thank you.

Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. I, I didn't really have anything prepared. I wanted to--

CHAIR LEE: Okay.

COUNCILMEMBER PALTIN: --you know thank everybody.

CHAIR LEE: I can call on somebody else?

COUNCILMEMBER PALTIN: Oh, okay. Nah.

CHAIR LEE: No, no, no, go ahead finish.

COUNCILMEMBER PALTIN: --especially the Budget Chair, and her office, and Director Yoshimura for setting this up. If it wasn't for this format, we would be up some kind of creek. And I, I don't have any reservations.

I just wanted to point out, you know, if we could have had equity, I wouldn't have given anybody raises including the directors, including ourselves. But because of the way that the Salary Commission is set up, and we cannot challenge those raises being given, I think that we do need to be equitable amongst everyone holding similar positions. And it's, it's not really right to give one and not the other. So, in that case, I'm, I'm in full support. You know, if, if we could have cut all the raises that were given, I would have cut them all. But being that that's not the case, then I think we need to be fair across the board.

And, and I'm really happy for my, my district, I'm really happy our island of Maui, our island of Lanai, and our island of Molokai. I think that, you know, only time will tell, but I think we did the best that we could. And like, as you said, Chair Lee, you know, nothing is going to be perfect and that's why we have the amendment process. And so, I think we did the best we could and that's all that anyone could ask of us. And we did better than, than not doing anything and staying home, or meeting secretly, because of this platform.

And last, but not least, I'd like to thank my staff, some of them had to hit the ground running; working remotely from day one, and just getting thrown into it. And, and you know, the communication problems with not being right there, and learning things on the fly, just very grateful to everybody and I'm ready . . . We only do this once a year.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair, I think you're muted.

CHAIR LEE: Mr. Sinenci. Mr. Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair. Can you hear me?

CHAIR LEE: Yes.

COUNCILMEMBER SINENCI: Thank you. I'm supportive of this budget. Is it perfect? No, it's not. But considering the current situations, you know, described by unprecedented and unchartered, I think it's commendable for this Council that was very flexible, conservative in spite of the pandemic, quickly went online to an online format to include public testimony, and setting standards for other government agencies. You know, the pandemic presented itself after the Administration created their, created their budget. So, it was crucial that this Council help the departments through and, and really cutback on and, and, and they were great presenting all of their, their cutbacks.

I wanted to mahalo the EDB Chair Rawlins-Fernandez and their staff for the additional text, emails, phone calls that helped us through this process, also Ms. Yoshimura. And a special mahalo to all of you for being part of the process. I, I wouldn't have been able to go through it without you all. So, mahalo.

CHAIR LEE: Thank you. Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. And I'll keep it really brief, too. I'll have my longer remarks at second and final reading. But for today, I wanted to, you know, just give my mahalo to all of you for making the budget process so enjoyable. And to our, all of our OCS staff, to my staff, to Budget Director Yoshimura, and all the departments, you know, everyone really pulled together to make this happen.

I wanted to let Member Hokama know that we'll look into the items that he listed that were of concern, so that at second and final reading, he can vote "aye" without any reservations.

And, but for Member Sugimura, that's something I cannot change. That's something that the majority voted to, to provide to OCS staff. So, I guess, I, I cannot change your reservations if that's the one reason on this entire budget that you would be voting with reservations on, which is more of a value thing. We all, we all, as Member Paltin said, it would have been nice if no one got raises, but that, that that's not the case. And so, to be equitable, particularly to our own staff, because some of the raises we had already approved of prior to the pandemic happening.

And we don't want to affect the morale of our own staff and turnover, because this budget process wouldn't have happened without OCS staff. It wouldn't have. The, they are critical for us to be able to operate and for all of the Committees to operate. So, we need our staff. And they work a lot of overtime. They work well into the night, over the weekends. I get text messages and emails from them 24/7, and so they really work hard, and I think they deserve the raises. And I don't want to affect morale within

our own staff. So, you know, I, I'm sorry that of everything great in the budget, that's the one thing that you would, you know, vote with reservations on, particularly because everyone had to make hard choices.

There wasn't everything that was put in that went my way, that I would have wanted, but it is what, what the majority voted. And I support the majority, and I support the work that we all did together. So, for all those reasons, I will continue to work hard to make sure that everything is set for us for second and final reading. And that everyone will feel good about the vote at our June 5, Council meeting, and we'll be able to continue to support the work that we all did together. So, mahalo, Chair. That went a little longer than I expected. Sorry.

CHAIR LEE: Okay. As usual I have about 20 seconds to add. I think that this process has been a really, a shining example of incredible innovation and collaboration. And for that, I thank each and every one of you, because we, this was brand new to all of us and yet, we plowed through it wholeheartedly, and thank you for that.

Thank you, Budget Chair Keani Rawlins-Fernandez, and your staff. And kudos to Director Yoshimura, who put up with us. I mean, she must have shook her head many, many, many times. I appreciate all--

VICE-CHAIR RAWLINS-FERNANDEZ: She said she had fun.

CHAIR LEE: Pardon me?

VICE-CHAIR RAWLINS-FERNANDEZ: She said she had fun.

CHAIR LEE: She had fun? Oh, good, good.

VICE-CHAIR RAWLINS-FERNANDEZ: She told me that.

CHAIR LEE: Okay. Let's, let's do it again. Alright. Thank you everybody. And so now we're ready for the vote, to, to vote on the main amendment as, I mean, the main motion as amended. Everybody ready? All those in favor of the motion, say "aye" and raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

NOES: NONE.

CHAIR LEE: I believe I see nine hands. So, nine "ayes", no "noes"; motion carries. Congratulations, everyone.

Now, let's finish up the business because I'm hoping that we could take maybe half an hour lunch or so, and then get right back into the Chair's meeting. And then that's it for the today. Alright?

Ms. Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. May I request that the Clerk read, bring up Bill 57, through 60.

CHAIR LEE: Mr. Clerk.

COUNCILMEMBER KING: No objections.

DEPUTY COUNTY CLERK: Madam Chair, for the record, the bills that were attached to Committee Report 20-50, those are BILLS 64 (2020) through 72 (2020). And the resolutions that were attached, those are RESOLUTIONS 20-78 through 20-82.

Proceeding with ordinances for second and final reading.

ORDINANCES

ORDINANCE NO. _____
BILL NO. 57 (2020)

A BILL FOR AN ORDINANCE AMENDING
THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO APPENDIX A, PART I,
GRANTS AND RESTRICTED USE REVENUES – SCHEDULE OF GRANTS AND
RESTRICTED USE REVENUES BY DEPARTMENTS AND PROGRAMS,
DEPARTMENT OF FINANCE
(CORONAVIRUS RELIEF FUND AND OTHER COVID-19 RELATED GRANTS)

ORDINANCE NO. _____
BILL NO. 58 (2020)

A BILL FOR AN ORDINANCE AMENDING
THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO ESTIMATED REVENUES;
DEPARTMENT OF POLICE, WAILUKU-KAHULUI COMMUNITY PLAN AREA,
GOVERNMENT FACILITIES, BOND FUND, WAILUKU POLICE STATION
FUEL TANK REPLACEMENT;
TOTAL OPERATING APPROPRIATIONS; AND
TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)

ORDINANCE NO. _____
BILL NO. 59 (2020)

A BILL FOR AN ORDINANCE AMENDING
THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO APPENDIX C – CAPITAL IMPROVEMENT PROJECTS,
DEPARTMENT OF POLICE, WAILUKU-KAHULUI COMMUNITY PLAN AREA
(WAILUKU POLICE STATION FUEL TANK REPLACEMENT)

ORDINANCE NO. _____
BILL NO. 60 (2020)

A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4985,
BILL NO. 34 (2019), RELATING TO THE ISSUANCE OF GENERAL
OBLIGATION BONDS OF THE COUNTY OF MAUI
ISSUANCE, SALE AND DELIVERY OF SAID BONDS
(DEPARTMENT OF POLICE – WAILUKU POLICE
STATION FUEL TANK REPLACEMENT)

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO PASS BILL 57 THROUGH BILL 60 ON SECOND
AND FINAL READING.

COUNCILMEMBER SUGIMURA.

SECOND.

CHAIR LEE: Okay. It's been moved by Ms. Rawlins-Fernandez, seconded by Ms. Sugimura, to pass Bills 57, 58, 59, and 60 on second and final reading.

Any discussion?

VICE-CHAIR RAWLINS-FERNANDEZ: No discussion.

CHAIR LEE: If not, all those in favor, say "aye" and raise your hand, please.

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay. I have nine "ayes" and zero "noes"; motion carries.

**DISCUSSION AND ACTION RELATING TO
COUNTY COMMUNICATION NO. 20-290**

Now we have unfinished business. But before we get to that, we have another unfinished business. Something we overlooked when we were discussing Ms. Sugimura's resolution. We forget to waive Rule 19.C. as it relates to CC 20-290.

Ms. Sugimura. So, I need to call for a motion to waive Rule 19.C. for CC, that was for the healthcare thing, yea.

COUNCILMEMBER SUGIMURA: Right.

SO, MOVED; RULE 7, 7.B. OR—

CHAIR LEE: 19.C.

COUNCILMEMBER SUGIMURA:

19.C. OF COUNCIL RULES.

COUNCILMEMBER SUGIMURA: I gotta get my--

CHAIR LEE: Okay. That's good enough.

Any second? This, we're doing this in, you know, in retrospect.

COUNCILMEMBER SUGIMURA: Okay.

COUNCILMEMBER KAMA:

SECOND.

CHAIR LEE: Okay, seconded by Ms. Kama. Moved by Ms. Sugimura, seconded by Ms. Kama to, to waive Rule 19.C.

Okay. Any discussion? Ms. Keani Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. What is Rule 19.C?

CHAIR LEE: Rule 19.C. is, is this it? Okay, a bill or resolution being considered for final reading that is amended at a Council meeting shall not be acted upon at the same meeting as the amendment.

VICE-CHAIR RAWLINS-FERNANDEZ: Got it. Okay. I'll support the motion.

CHAIR LEE: You got that? Okay, we got that. Okay, thank you. All those in favor say "aye", raise your hand.

AYES: COUNCILMEMBERS HOKAMA, KAMA, KING,
MOLINA, PALTIN, SINENCI, SUGIMURA,
VICE-CHAIR RAWLINS-FERNANDEZ, AND
CHAIR LEE.

NOES: NONE.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR LEE: Okay. I see all "ayes". Nine "ayes", zero "noes"; motion carries.

Now, unfinished business. Mr. Clerk. Thank you.

DEPUTY COUNTY CLERK: Madam Chair, proceeding with unfinished business.

UNFINISHED BUSINESS

COUNTY COMMUNICATIONS

NO. 20-245 - KEANI N.W. RAWLINS-FERNANDEZ, CHAIR, ECONOMIC
DEVELOPMENT AND BUDGET COMMITTEE,
(dated April 8, 2020)

Transmitting a proposed resolution entitled "ADOPTING THE FUEL TAX RATES FOR
THE COUNTY OF MAUI, EFFECTIVE JULY 1, 2020".

CHAIR LEE: Council Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO FILE COUNTY COMMUNICATION 20-245.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Moved by Council Chair Rawlins-Fernandez, seconded by Ms. Sugimura, to,
let's see, what is this, adopting the fuel tax. Filing, I mean, excuse me, filing the fuel
tax, okay, item.

Any discussion? Ms. Rawlins-Fernandez?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Members, as part of our FY 2021
Budget discussions, the Committee amended the fuel tax for gasoline and diesel oil.
The Council already took action on the revised proposed resolution to amend the fuel
tax when we adopted the recommendations in Committee Report 20-50. Therefore,
the filing of County Communication 20-245 is warranted.

CHAIR LEE: Okay. Any more comments, questions? If not, all those in favor of--

Ms. King.

COUNCILMEMBER KING: Yea, I have a comment that I think that came up last year. And I'm not going to vote on this because I'm recusing myself. But I just wanted to point out that the fuel, the Highway Fund says "Biodiesel Blend other than B100". And there, there's no B100 sold anywhere in the country because of the Federal incentive that requires all biodiesel to be blended with .01 percent of diesel. So, all the, the, what's considered 100% is B99.9. So, just wanted to maybe get a clarification on if that was the intent of this body, to exempt the, what we consider pure biodiesel, which is actually not pure.

CHAIR LEE: Ms. Rawlins-Fernandez, do you want to respond, or shall we just accept that comment?

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, yea, I believe that that was the intention of the body when we did it last year. That was when we added that classification, or that, that item.

COUNCILMEMBER KING: So, that, that, that the B99.9 would be exempt.

VICE-CHAIR RAWLINS-FERNANDEZ: Right. That, that was what we discussed last fiscal year during the budget; right? Because that's what you explained to us last time.

COUNCILMEMBER KING: Yea, I just, when it came out on the form, it says, "other than B100". And so, I just wanted to clarify that basically what we considered B100 in the industry, across the country, is B99.9. And that was put there by the petroleum industry, so that they could keep, I guess a finger in that credit.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. Yea, I, I remember having this discussion last, last budget, when we discussed putting it in. So, but the problem is that it says B100 or are you just asking for clarification--

COUNCILMEMBER KING: Yea, it says, it says B100. So, the State, the State Finance office doesn't understand the difference between B100 and B99.9. So, if that could be sent in as a clarification with, with this tax schedule that would be helpful.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. I'm not super sure how do that.

COUNCILMEMBER KING: Or the other thing would be to, and I don't know if you can make an amendment at this point, but the other thing would be just to change that to "other than B99.9", instead of "other than B100"?

VICE-CHAIR RAWLINS-FERNANDEZ: I, I think we would have to have our legislative attorney weigh-in on how to make that work.

CHAIR LEE: Ms. Rawlins-Fernandez, do you want to defer this till second reading and work on it?

VICE-CHAIR RAWLINS-FERNANDEZ: Well, the unfinished business, I believe, can be filed. What Member King is talking about is in the actual rates and fees, so that's Appendix B. So, if in Appendix B is reflected, it shows what is reflected on the resolution, then that's what would need to be clarified. But we, we, we just took action on this. So, I, I would need--

CHAIR LEE: The resolution was adopted. So, sounds like we kind of missed the boat on this.

COUNCILMEMBER KING: You can't change it at second and final reading, but is, is there, maybe the, maybe our, our attorney can weigh-in on whether they can make that clarification to the State Finance office?

CHAIR LEE: Okay. Well, maybe, maybe, maybe we can deal with this in, in a new item that I can send to you, or EDB? Do you want to do that? Because this is just a filing right here. We already adopt that resolution.

COUNCILMEMBER KING: Yea, apologize Chair, but it came up because of a form that we received from the State office that made it clear they didn't understand what the intent of the Council was.

CHAIR LEE: And that is why I'm asking Ms. Rawlins-Fernandez to consider taking this up as a separate item in, as a new item, and then, then we can have a full discussion on it. Because I'm sure right now nobody is fully understanding the whole issue.

VICE-CHAIR RAWLINS-FERNANDEZ: Yes, Chair. I can take it up as a new item.

CHAIR LEE: Yea, I'll send you a letter then.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay.

CHAIR LEE: Okay. We're at the end of the calendar, but now, can you guys be back at 3:15? 3:15, I'll see you there. Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

COUNCILMEMBER KING: We need to take the vote.

CHAIR LEE: I know. I know. Yea, no, no, no, no, no. Wait, wait, wait. I, I just want to say that I wanted to make sure that you folks understand that we, we need to have, after we vote, we need to have a Chair's meeting. And there's a bunch of things, but we can go through it real quickly, you know? So, because we had to postpone the last one, so we haven't seen each other for a long time on that topic. Okay?

So all in favor of filing this communication, say aye?

AYES: COUNCILMEMBERS HOKAMA, KAMA, MOLINA,
PALTIN, SINENCI, SUGIMURA, VICE-CHAIR
RAWLINS-FERNANDEZ, AND CHAIR LEE.

NOES: NONE.

EXCUSED: COUNCILMEMBER KING.

CHAIR LEE: Okay. Alright, eight "ayes". Are you not voting on this? Eight "ayes" and one ex--

COUNCILMEMBER KING: Recused.

CHAIR LEE: --excusal. One excusal.

COUNCILMEMBER KING: Recused.

CHAIR LEE: Recusal.

COUNCILMEMBER KING: Recusal.

CHAIR LEE: Tomato, tomato; recusal. Just put "recusal". Okay. Very good.

And then, so this brings us to the end of the calendar. Everybody, like I said, please be back at 3:15 right here, and we can finish up the Chair's meeting agenda and we're all done for the day. Okay. At this time, the Council meeting is hereby adjourned.

ADJOURNMENT

The regular meeting of May 26, 2020 was adjourned by the Chair at 2:45 p.m.



KATHY KAOHU, COUNTY CLERK
COUNTY OF MAUI, STATE OF HAWAII



RECEIVED

2020 MAY 26 AM 8: 22

OFFICE OF THE
COUNTY CLERK

To: county.clerk@mauicounty.us

May 25, 2020

Aloha Council Chair Lee and Members,

The Ma'alaea Village Association (MVA), representing over 150 individual and business members, compliments this Council and its Economic Development and Budget Committee for an outstanding job in spite of the serious challenges facing our County and the World.

We confirm and thank you for your support of the following items in the FY 2021 budget:

1. County Purchase of Ma'alaea Mauka/Pohakea Lands with Open Space Funds

There is strong communitywide support for this purchase to help deal with long range environmental impacts to Ma'alaea Bay, as evidenced by over 250 individuals signing the online Petition for County purchase.

In addition to MVA, the Haiku and Kihei Community Associations, Sierra Club, Maui Tomorrow and Maui Ocean Center have expressed concerns about development on the 257-acre parcel due to its location at the gateway to West Maui, proximity to Ma'alaea Bay, vast scenic and cultural resources, and wildfires that frequent the site.

This land is a great fit for the Open Space Fund. The parcel to be purchased for public ownership and managed as part of the Pohakea Watershed Plan and other public purposes, will include expansion of the Lahaina Pali Trailhead, park/rest/greenspace, and emergency parking during road closures.

2. Ma'alaea Coastal Erosion Study

This Coastal Erosion Study is the next step in addressing the severe erosion facing Ma'alaea Bay. We also thank you for your continued funding for Tara Owens' Sea Grant position.

3. Maui Nui Marine Resource Council

The Maui Nui Marine Resource Council "Pohakea Watershed Stormwater Management Plan" and other environmental programs are critical to restoring Ma'alaea Bay. Matching federal dollars for this and other programs bring much needed jobs and resources to our County.

4. Include Ma'alaea in CIP for new Central Maui Wastewater Facility

The Ma'alaea community has proactively pursued alternatives to its individual injection wells and wastewater treatment plants. The most cost effective and timely option is pumping to a private facility at Waikapu Country Town. If that is not a reality, we request that Ma'alaea be included in County CIP plans for a new wastewater facility in Waikapu.

Mahalo for your support!

Lynn Britton, MVA President

5/25/2020

Aloha Maui County Council,

I am writing to express my support for continued funding for Molokai Child Abuse Prevention Pathways (MCAPP). I have been a resident of Molokai for nearly twenty years. In that time I have been a small business owner, have published a novel which deals with human trafficking and sexual slavery, been the executive director for the Molokai Arts Center, and currently sit on the board of MCAPP. I chose to volunteer my time and resources to MCAPP because I believe the best way to address issues of sexual violence in the long term is by early education, rewriting the programming of would-be abusers and victims to recognize patterns of abuse and nip them in the bud. Unfortunately, child sexual abuse is an especially common problem in our community, but I see the work of MCAPP as the greatest possible leverage we have to prevent further suffering. Childhood sexual abuse is linked to higher rates of substance abuse, poverty, depression, mental illness, suicide and early death. Those who are abused have a higher risk of becoming abusers themselves, perpetuating the cycle. When we understand those facts, it becomes clear the importance of addressing the issue of sexual abuse, not just for the sake of that one issue, but to alleviate across a range of social ills.

Thank you for taking the time to consider MCAPP and the issue of childhood sexual abuse.

Brandon Jones

County Clerk

From: AH Committee
Sent: Tuesday, May 26, 2020 8:49 AM
To: County Clerk
Subject: FW: Written Testimony: Molokai Child Abuse Protective Pathways...

From: ehulani kane <ehulanikane@gmail.com>
Sent: Tuesday, May 26, 2020 7:23 AM
To: AH Committee <AH.Committee@mauicounty.us>
Subject: Written Testimony: Molokai Child Abuse Protective Pathways...

may 26, 2020

Aloha Kakou.

My name is ehulani kāne and I am submitting testimony on behalf of Molokai Child Abuse Protection Pathways. (MCAPP)

Thank you to all the Members of the Maui County Council for continuing your work with dedication and devotion as our communities, our state, our country and our world navigate through this most remarkable time.

For almost a decade; I have had the pleasure of watching MCAPP evolve from an idea, a gesture, a possibility... into the active, service based, valued organization we see today.

In 2017, after 4 years of being under the umbrella of the Consuelo Foundation, MCAPP became it's own 501c3. Since then, with vision, imagination, patience, skill, commitment and love... the organization has been able to give a voice to the sobering and heartbreaking realities of sexual violence in our community, and thus, make an opening for education and healing.

We are all finding our way through this "'Covid-19" time, as best we can. Our Molokai Community has pulled together with kindness, generosity and ingenuity.

Yet, especially, during this 'era of the pandemic'; with economic pressures, the shift in social norms and the emotional stress of the unknown of a disease the world is trying to understand; we are left with an already struggling portion of our island population even more vulnerable to being engaged and exposed to inappropriate and illegal sexual behavior.

MCAPP's Staff and Board are currently finding ways to meet how we engage and educate and support our keiki and families during the current pandemic crisis and beyond.

We will not let the reality of sexual violence (past or present) amongst our keiki, our opio, our makua or our kupuna slip into the shadows of silence or shame. We are committed to shining the light towards healing and wellness.

We ask today, that members of the County Council find it in your hearts to continue to fund MCAPP's efforts in their fierce commitment to health and wellness of our island community.

Mahalo Nui Loa.

Most Respectfully,

ehulani kāne

MCAPP/Board President

ehulanikane@gmail.com

808 658 0789

May 25, 2020

Testimony to: The Maui County Council

From: Paula T. Morelli, Ph.D.
Consuelo Foundation Hawaii Program Director
Molokai Child Abuse Prevention Pathways (MCAPP) Board Member



Consuelo Zobel Alger
Founder and Benefactress

Board of Directors

Constance H. Lau
Chairman

Patti J. Lyons
Secretary

I. Patrick Griggs

Timothy E. Johns

Donald W. Layden, Jr.

Alejandro Z. Padilla

Robert S. Tsushima

Jeffrey N. Watanabe

Hoyt H. Zia

Jonathan San Vuong
Treasurer and Acting
Chief Executive Officer

Aloha Maui County Council Members:

Mahalo for your continuing commitment to the wellbeing of Maui County families during this difficult time.

As we are aware, the coronavirus pandemic is having multiple, negative impacts on family wellbeing. For example, low income parents, who have become unemployed as a result of COVID 19, experience higher levels of psychological distress, especially as the uncertainty continues (Gould-Werth, A. & Kopparam, R., 2020). Increasing distress is likely to result in parental abuse of substances, abuse of their children, and/or themselves.

According to the Rape, Abuse and Incest National Network, there was a 22% increase in monthly calls to the *National Sexual Assault Hotline* reporting sexual abuse, from people younger than 18 years of age, and half of all calls were from minors. Further, of those youth who contacted the hotline in March 2020, 67% identified their perpetrator as a family member and 79% said they were currently living with the perpetrator (NPR, 2020).





CONSUELO

ZOBEL ALGER FOUNDATION

2

Over the last 8 years, MCAPP's focus on the prevention of childhood sexual violence has become an essential part of keeping children safe and strengthening family wellbeing in Molokai. MCAPP's gradual trust-building with families, schools and organizational partners have made prevention of sexual violence, wellbeing, and safety a collaborative community effort.



Consuelo Zobel Alger
Founder and Benefactress

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Jonathan San Vuong
Treasurer and Acting
Chief Executive Officer

MCAPP's prevention work is not only critical at this time, but an invaluable investment for the future health of Molokai's families. I hope you will find it in your hearts to continue funding MCAPP's vital work. Feel free to contact me should you have questions.

Respectfully,

Paula T. Morelli
(808) 372-4578
pmorelli@consuelo.org

Gould-Werth, A. & Koppam, R. (2020) How the coronavirus pandemic is harming family well-being for U.S. low-wage workers. Washington Center for Equitable Growth.



Testimonial Pertaining to the Resolution for an Eleven Day Parks Permit:

The Preamble to the Constitution of the United States decrees that one role of government is to insure domestic tranquility. And that stated purpose demands a well-regulated society. For it is only in a well-regulated society that we can secure a state of domestic tranquility.

While under regulation can cause endless human misery, over regulation can stifle business enterprises, personal freedoms and initiative. The question is not whether to regulate or not. The question is how to achieve an optimal level of regulations that will provide security for all without stifling personal initiative.

I've been asked to give testimony concerning the proposal before the County Council that would allow the community of Hana to put on the Festivals of Aloha in the traditional time frame we have always used. I have been associated with the Festivals of Aloha in East Maui for many years. I have seen over the years an increasing number of regulations, some of which have become detrimental to the traditional Parks Department activities that have long served to bind our communities together. At the same time I have seen the Festivals of Aloha activities around the County continue to drop away. Hana is the last place to run a full week and each additional regulation is making it harder to continue this event. This also holds true for other events such as mountain ball. I do hope the County can review some of the regulations that are required from police, health, fire and parks to see if the required costs and documentation can be reduced. If not it will be difficult for us to find young volunteers willing to take on all the bureaucracy required to continue "Aloha Week" which is so much a part of Hana tradition. What I am suggesting at a local level is that care be taken when resolving a problem through legislation. Is a new regulation always necessary or can it be address through existing law?

The current resolution under consideration is an opportunity for you to reduce our annual event required documents and to allow us to use the County Park for up to eleven days for the Festivals of Aloha. Current regulations would limit our use to no more than 5 consecutive days. We have run the Festivals of Aloha in Hana for a full week since 1945 and it would seem in the best interest of the County Parks Department and the Hana community that it is allowed to continue as a full week of events. The extra days allowed in the resolution before you give us adequate time to set up and dismantle the many tents and equipment necessary to this wonderful tradition.

Bill Sides



MAUI

CHAMBER OF COMMERCE
VOICE OF BUSINESS

Testimony FY21 Budget First Reading
Tuesday, May 26, 2020

RECEIVED
2020 MAY 26 AM 10:29
OFFICE OF THE
COUNTY CLERK

Dear Chair Lee, Vice-Chair Rawlins-Fernandez and
Members of the Maui County Council,

We are grateful for the inclusion of \$80,000 for the Made in Maui County Festival. As we shared in testimony before, we are hopeful we will be able to hold the festival in November and will make a decision in August. As many of our expenses are not due until August and September, it gives us the flexibility to wait and look at alternative options. The festival will be a wonderful, feel good event following COVID-19 for the community to come together and support our local manufacturers.

In addition, we applaud the (up to) \$75,000 proviso from the Kahului Economic Development, Environmental and Cultural Programs budget for competitive economic development grants relating to economic diversification. We strongly support economic diversification in our county and the COVID-19 pandemic has made it abundantly clear that we need more economic drivers to help stabilize our economy for the future. This is a great step towards that goal.

We also appreciate the money going into support agencies including, Maui County Farm Bureau, Hawaii Farmers Union and the Maui Economic Opportunity Agricultural Micro Grants Program. This is another way to sustain our community and diversify our economy.

However, economic diversification does not happen overnight and we must still support the visitor industry in the meantime to bring back local jobs while new industries are developed. When we are able to reopen our state to visitors, other destinations across the world will also be vying for the same visitors. Additionally, with financial hardships caused by COVID-19, many may not have the money to travel or may choose a less expensive destination than Hawaii. A vast majority of our businesses, beyond hotels/resorts and activities, rely on the visitor industry. Therefore, it is critical that our economic engine be backed now to help our community recover. We urge you to provide additional funding to the Maui Visitors Bureau for local marketing of our island.

Finally, we appreciate the adjustments made to the Real Property Tax Rates for the apartment, industrial and commercialized residential classifications. Yet, we understand some hotels and resorts would have struggled with the \$10.25 rate originally proposed and we are concerned with the new rate of \$10.70. At a time when hotel and resort revenue has completely dried up and some are doing everything they can to keep health insurance for their employees and bring back as many employees as possible, subsidizing a lower tax rate would help them weather this storm, will improve their recovery and help lower Maui's levels of unemployment.

Mahalo for the opportunity to provide testimony on the FY21 budget.

Sincerely,

Pamela Tumpap
President

To advance and promote a healthy economic environment for business, advocating for a responsive government and quality education, while preserving Maui's unique community characteristics.

County Clerk

From: Bahar Yaghoubi <bahar.yaghoubi@gmail.com>
Sent: Friday, May 22, 2020 3:51 PM
To: County Clerk
Subject: Testimony to support Molokai Humane Society Budget

RECEIVED

2020 MAY 22 PM 4:15

OFFICE OF THE
COUNTY CLERK

My name is Bahar Yaghoubi,

I have been a board member and volunteer at Seed of Love (non-profit) and resident on Molokai. Part of our mission is to assist with animal rescue and animal welfare as much as we can. Through our efforts over the past 4 years we have cared for hundreds of stray/abandoned dogs and cats through our foster program and been working closely with the Molokai Humane Society (MoHS) as we have to bring them in to see the vet, get meds and most importantly get them spayed/neutered. We have noticed over the years their budget has not been able to cover all their needs to cover their services for the fiscal year, and we have seen a decrease of free spay/neuter clinics on island as a result. Last year they were unable to have a single free clinic. As an organization that is directly impacted by the lack of surgeries on this island we want to do everything we can to ensure the MoHS receives all the funding they are requesting for the upcoming fiscal year. The amount they get is enough to cover Vet and Vet tech salaries and their basic needs to continue some services on island. But in order to ensure they can continue offering services and surgeries at affordable/free costs so folks on Molokai can actually afford them, it is imperative they do not get any cuts.

The health of our island's animal population as well as health of the human population is directly linked to the abundance of puppies and kittens being left to either die from illness or abandoned, many times becoming aggressive and endangering children and families. If the county council can ensure the funds requested by MoHS are at minimum met and even better increased they will be able to assist with the financial burdens of these procedures for people on molokai who are unable to pay full costs. We are lucky to have that team on island and want to ensure their work can continue, at affordable rates.

While Seed of Love will continue to be an advocate and help fundraise when possible for future spay/neuter operations, this should in no way be seen as part of MoHS budget, as it is not guaranteed in any way. What they request is exactly what they need to keep the lights on and pay their staff. With medication costs going up, they will continue to fall short if given what they received last year. They need more. We need free clinics again, like we did it in the past. Molokai needs this service to control animal populations.

Thank you for taking the time to read this and for putting in the work to make these decisions.

Aloha,
Bahar Yaghoubi
Board member
SEED OF LOVE
808-292-7014