

# MINUTES

of the

## ORGANIZATIONAL MEETING

### COUNCIL OF THE COUNTY OF MAUI

January 2, 2021

THE ORGANIZATIONAL MEETING OF THE COUNCIL OF THE COUNTY OF MAUI, STATE OF HAWAII, WAS HELD IN THE COUNCIL CHAMBER, KALANA O MAUI BUILDING, WAILUKU, HAWAII, ON SATURDAY, JANUARY 2, 2021, BEGINNING AT 2:02 P.M., WITH MAYOR MICHAEL P. VICTORINO PRESIDING IN ACCORDANCE WITH SECTION 3-5.1 OF THE MAUI COUNTY CHARTER.

MAYOR MICHAEL P. VICTORINO: Okay, aloha, everyone. Will the organizational meeting for the 2021-23 County Council term please come to order.

Members, the first order of business is to appoint a temporary Clerk of the County, of the Council, excuse me. Are there any objections in appointing Ms. Kathy Kaohu as the temporary Clerk?

MEMBERS VOICED NO OBJECTION.

MAYOR VICTORINO: Seeing no objections, so ordered.

Ms. Clerk, please proceed with the roll call.

ACTING COUNTY CLERK KATHY L. KAOHU: Thank you, Mayor.

## ROLL CALL

PRESENT: COUNCILMEMBERS GABRIEL JOHNSON, NATALIE A. KAMA, KELLY T. KING, ALICE L. LEE, MICHAEL J. MOLINA, TAMARA A. M. PALTIN, KEANI N. W. RAWLINS-FERNANDEZ, SHANE M. SINENCI, AND YUKI LEI K. SUGIMURA.

ACTING COUNTY CLERK: Mr. Mayor, there are nine Members present. A quorum is present to conduct the business of the Council. Should we lose quorum, the body may recess while quorum is secured during a period of no longer than 15 minutes.

MAYOR VICTORINO: Mahalo.

If we would all rise for the Pledge of Allegiance.

### PLEDGE OF ALLEGIANCE

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

MAYOR VICTORINO: Mahalo to everyone. Before we proceed in today's agenda, may I please request that everyone keep their microphones on mute, unless you are, your time to speak. Decorum will be maintained at all times.

Ms. Clerk, please proceed with public testimony.

### PRESENTATION OF WRITTEN OR ORAL TESTIMONY

ACTING COUNTY CLERK: Thank you, Mayor. Proceeding with the presentation of testimony on agenda items. Members of the public may testify by connecting to this online meeting by phone or videoconference through the information posted on today's agenda.

Individuals connected by phone are currently on mute and will be unmuted when it is their time to testify. Individuals connected by videoconference should keep both their video and microphones muted and should unmute when it is their time to testify.

Testify is limited to the items listed on the agenda. And 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 if you are a paid lobbyist.

Following your testimony, please disconnect from BlueJeans. Once the testimony period is closed, only the Mayor, Councilmembers, staff, and designated resource persons will be connected to the meeting. All other individuals will be disconnected.

The remainder of the meeting can be viewed on Akaku Channel 53 or on [mauicounty.legistar.com](http://mauicounty.legistar.com). Individuals may also be disconnected from the meeting at any time for breaking decorum.

Mr. Mayor, the first person to testify is Lucienne de Naie. And Lucienne de Naie will be followed by Mr. Sean Lester.

MAYOR VICTORINO: Ms. de Naie, go ahead please. Ms. de Naie, will you please go ahead and present public testimony.

COUNCILMEMBER SUGIMURA: Can't hear.

COUNCILMEMBER KING: You're muted.

ACTING DEPUTY COUNTY CLERK JAMES G. M. KRUEGER: Ms. de Naie.

MS. LUCIENNE DE NAIE (testifying on Resolution Nos. 21-4, 21-6, and 21-10):

Alright, I got it. I got it. Sorry. Hi. Good morning. This is Lucienne de Naie testifying from Huelo. Nice to see you all. Everyone looks great against the virtual background. So much more relaxing to meet from home it seems. It's, you know, everyone looks radiant really. So Happy New Year to everyone. I'm testifying as a private citizen. I testified many times on the organizational meetings.

And I signed up for a few items, basically to say I think our team is doing a really good job. We, our County Clerk, Deputy County Clerk, and support staff really worked hard this last year. We got through a historic election; our, our first mail in. We, we really need to, I think, keep the team going. Keep the team going in the right direction. And we have a good team. So, I support you reaffirming your staff and your County Clerk, Deputy County Clerk, head of Council Services, all these people who've been doing a terrific job and working very hard to adjust to the, the new normal, which we're ahead of the curve here in Maui County. Just stepping up and using electronic means and making sure people can still stay connected.

I also wanted to testify briefly on the Committee structure. This is an important decision. Every year, you know, which Committees are handling which areas and who the heads of the Committees are going to be. I, I know in your wisdom that you've all given this a lot of thought. I just personally, having worked a lot on water related issues this year, especially our Water Use and Development Plan, would like to see the next two years water and agriculture much more deeply connected.

I know that the water issues are kind of a big portfolio, because there's pipelines and there's, you know, water billing questions and all kinds of very important things that fall under the Water Committee. I worked as a staff person for a Councilmember who Chaired the Water Committee when I worked as a County employee, and it's a big portfolio. And I think it would make sense to leave some parts with infrastructure and move some parts over to agriculture, when you guys have that discussion.

But I very much support our important public trust decisions and water policy decisions being made in the framework of our agricultural committee. And so, I hope that that can be done through your structural adjustments this year, because it makes a lot of sense. Let's, let's, let's break this into two parts and have a lot of the things that have to do with water policy, the public trust, ag water usage, and ag water decisions be with the ag and cultural protection committee. And have the things that are more a similar to our roadways, and our wastewater, and other infrastructure issues remain with the infrastructure committee. So, thank you for your consideration. And I'll let other folks testify.

MR. MAYOR: Thank you. Any questions for Ms. de Naie?

Ms. King.

COUNCILMEMBER KING: Thank you, Mr. Chair, Mr. Mayor.

So, Lucienne, I just wanted to thank you for your testimony. And where do you see the Water Use Development Plan, as far as splitting duties?

MS. DE NAIE: Thank you for that question. I see that belonging in the ag and cultural protection and environment committee as, as it is now standing, in part because it's a very important policy document. And those policies require, like, longer periods of consideration than some of the, you know, dedication of waterlines and the, you know, those more infrastructure related issues. And I think that, really, a water policy and our agricultural future are totally tied together. So, I would really support the Water Use and Development Plan, the considerations of, you know, the County's role in the public trust resources of Na Wai Eha and East Maui. All of those conversations should be held in the ag and cultural protection committee.

COUNCILMEMBER KING: Okay. Thank you for that. And just, I just have one more question, Chair. Just, because you spoke about the, the groundbreaking that Maui County Council has done in the way that we're holding our meetings, our virtual meetings. And so, is that something that, that you would support at the State Legislature continuing beyond?

MS. DE NAIE: Oh, yea. Gosh, the Legislature should have done this long, long ago. Because who can fly to Honolulu? Let's face it, you know, very few of us. So, it, this has, this has been the only silver lining from COVID that I can see is that we've figured out how to use the technology that the 21<sup>st</sup> century has, you know, handed to every person in their, in their laptop computer, or their home computer and, or their cellphone. And we're putting it to work in our democracy and our Legislature really needs to do the same.

COUNCILMEMBER KING: Okay. I'm going to come see you when we get to the test, the lobbying for that at the State Legislature.

MS. DE NAIE: Okay. I hope I don't have to register as a lobbyist. I'm just a citizen.

COUNCILMEMBER KING: No. Thank you, Chair.

MS. DE NAIE: Thanks very much. Thanks to you all.

MAYOR VICTORINO: Thank you very much, Ms. de Naie.

Moving to our next testifier, Madam Clerk.

Oh, you have, I'm sorry, excuse me, Ms. Sugimura.

COUNCILMEMBER SUGIMURA: I have a clarifying question. So, just reiterate that. So, Lucienne, you're saying that Shane's Committee basically should finish the Water Use Development Plan? Is that what--

MS. DE NAIE: Yes.

COUNCILMEMBER SUGIMURA: Okay.

MS. DE NAIE: Yes, I am. Yes.

COUNCILMEMBER SUGIMURA: And as well as the water for ag? Okay, thank you.

MS. DE NAIE: Thank you.

MAYOR VICTORINO: Okay, seeing no further questions, Madam Clerk.

ACTING COUNTY CLERK: Thank you, Mayor. Our next testifier is Mr. Sean Lester. And Mr. Lester will be followed by Mr. Bill Greenleaf.

MR. SEAN LESTER (testifying on Resolution No. 21-4):

Aloha kakou. It's nice to see all your smiling faces. It's a great year. My gosh we made it through. Ah, oy vey. I'm not Jewish, but it seems like that's a worthwhile thing to say at the moment. I really look forward to an amazing year coming up. It seems like every time we go through something like this it just makes us a little more wise, and hopefully a little closer together in the understanding of that fact that we are on this extraordinary vessel 2,000 miles from anywhere. And we do have to take care of each other. It is a canoe in that particular way. And I'll do whatever I can from my side to, to help in any small way.

Today, I really want to reflect what Lucienne has just put out. There's a, there's a, an understanding that the public trust doctrine dealing with water has been a huge issue here for a long period of time. On the, the need for progress has at times usurped the, the, the generations of needs of the Hawaiian people as well as just the way the land itself speaks as far as how to take care of it. And I think that we have this extraordinary opportunity at the moment to allow that public trust, trust doctrine to be in, within water, to be put in one Committee where someone who has a lot of respect. Everyone has respect on the Council. This is a place where there's a possibility of being able to take that public trust doctrine, water, agriculture, and cultural resources and putting together. In some ways, this is just my way of seeing it. But I would love to be able to see someone who is, is part of the indigenous structure here have the ability to take all those things in a wise way, and put them together, and see what could come out of a Committee.

So, I do believe that as, as, as Lucienne said, that there are several things that could stay in Yuki Lei's Committee regarding the standard infrastructural type of things. But the questions, the larger questions regarding public use doctrine and the capacity to be able to take land, culture, and water and put them together in an integrated unit, I think is really important under one Committee. So, I would ask those be moved under Councilmember Sinenci's Committee. And then everyone can put in, with a focused effort in that Committee, to come up with some extraordinary things.

We have two years to try this. It's never been tried before in this particular vehicle. And let's give it a try. We're at an extraordinary crossroads. We have a new Department of Agriculture coming in that's local. So, let's see how this mixture comes out over this one, this one cycle. Thank you very much for your time. I do look forward to working with you all over the next two-year period. And there's a prayer that we all find our ways to be able to work together and use our wisdom; absolutely. So, thank you so much for your time and take good care.

MAYOR VICTORINO: Oh, sorry.

MR. LESTER: That's okay. I, I can't hear you.

MAYOR VICTORINO: Shane, were you raising your hand?

MR. LESTER: No, I was finished. I just, I just, suddenly I couldn't hear anybody, so I didn't know what had happened, so.

MAYOR VICTORINO: Okay. Okay, any questions, then? Seeing none, thank you, Mr. Lester.

MR. LESTER: You're welcome.

MAYOR VICTORINO: Moving on to the next testifier, Madam Clerk.

ACTING COUNTY CLERK: Thank you, Mayor. Our next testifier is Mr. Bill Greenleaf. And there's nobody registered to testify following Mr. Greenleaf.

MAYOR VICTORINO: Thank you.

Mr. Greenleaf, if you would proceed.

COUNCILMEMBER KING: You're muted, Bill.

MR. BILL GREENLEAF (testifying on Resolution No. 21-4):

Can you hear me now? Okay. Aloha Mayor. Aloha Councilmembers. I am so grateful to be living on Maui with all the confusion that's going on in the world. And I'm also really grateful for the work the Council and the Mayor and his Administration have done to empower us to be progressively moving forward.

And my, I echo what I heard already from Lucienne and Sean. And so, anything that has to do with water policy, that has to do with agriculture, I'm in favor of it being with agriculture. As, in all my experience with working with agriculture, if we don't have a dedicated direction to it, then the delusion seems to be the reason we have the status quo and have had things as they are for so long. And right now, we know we need companion industries for tourism. And if agriculture is going to be one of those companion industries, then linking agriculture and ag, and water policies together is going to be really important to move that forward rapidly.

And just looking forward to this year. And mahalo all of you so much. And that's my testimony.

MAYOR VICTORINO: Thank you, Mr. Greenleaf. Any questions for the testifier? Seeing none, mahalo and have a Happy New Year.

Madam Chair, I understand there's another testifier that wants to testify.

ACTING COUNTY CLERK: Yes. Thank you, Mayor. Our next testifier is Aja Eyre. And Aja will be followed by Ms. Faith Chase.

MAYOR VICTORINO: Ms. Eyre, will you please proceed.

MS. AJA EYRE (testifying on Resolution No. 21-4):

Aloha. I want to echo what Mr. Greenleaf, and Mr. Lester, and Ms. de Naie said. I also agree that water needs to be with agriculture. Mine is coming, just from reading the WUDP from the Water Use and Development Plan, I found that a lot of the data that was, it was really well put together; all the 800-plus pages. And there was a lot of information there. But it seems like a lot of the pukas and a lot of places the data was missing was pertaining to agricultural use. And so, and, and yet, it was a large part of what the development plan was focused on. And so, I think that moving at least part of the water use development to the other Committee would help clear up that data gathering that we're looking for, and so that we are using water in a way that reflects 10, 20, 50 years down the road; not just the next three or four years as we often do just trying to catch up with our infrastructure as it is. So, I support the things that the other testifiers have said.

And I also want to echo what Ms. de Naie said. I really appreciate the Clerk's Office and everything that they've done this last year. They are an absolute pleasure to work with in all ways. And I just really appreciate them.

And of course, all the Councilmembers, and the hard work and sacrifice that you guys put forth and will put forth. And we're just really lucky to have you guys in office. So, thank you.

MAYOR VICTORINO: Thank you. Any, any questions for the testifier?

Seeing none, Madam, Madam Clerk.



ACTING COUNTY CLERK: Thank you, Mayor. Our next testifier is Faith Chase. And Ms. Chase will be followed by Albert Perez.

MAYOR VICTORINO: Ms. Chase, you may proceed.

MS. FAITH CHASE (testifying on Resolution No. 21-4):

Aloha. This is Faith Chase. Can you hear me? Okay.

MAYOR VICTORINO: Yes, we can.

MS. CHASE: Aloha, Council. Aloha, Mayor Victorino. First of all, I would just like to say that I'm really excited to see Gabe Johnson on the, on the floor, or the virtual floor. I really feel like he could position well in the Affordable Housing Committee. I don't know how you junken-a-munken-a-sucka-sucka-po this committee allocation. But I'd like to see that.

Definitely, the water in, the Environmental, Agricultural, and Cultural Preservation Committee. It seems like a natural fit. Everything that Bill Greenleaf and Lucienne said, I echo as well.

You know, quite frankly, I feel like this might be some really good concentration time for Councilmember Yuki Lei Sugimura to really hone in on the transportation things that we need to do while we have this lull in tourism. You know, I'm from East Maui. Hana Highway has had its, had its debacles. And you know, maybe this is the time where you can have that sort of surge of attention on transportation. That being said, I just think that you could, you're going to be actually very busy with transportation.

That land use and planning committee, this coming year, I just want to say thank you. I hope that Tamara continues that. I think she's a perfect fit for that Committee.

I also know that there's a lot of conversations coming up with land titles that it's going to get, it's going to get a little exciting. And I just want to say that I think that we can muscle through those conversations politely.

I just want to say in closing, since I have this opportunity to speak directly to the Mayor, that I have been trying to get a hold of the CARES funding list that came out from your task force office and I have been unsuccessful. It's been three weeks. So, as I send a email, like I do, after every Council meeting, please if you wouldn't mind forwarding me that information; I would appreciate it. Congratulations, everybody. Happy New Year. A hui hou.

MAYOR VICTORINO: Madam Clerk.

COUNCILMEMBER KING: Chair, you're--

COUNCILMEMBER LEE: Mr., Mr. Mayor.

MAYOR VICTORINO: Okay, wait. I know, I forgot to unmute.

Madam, Madam Clerk.

ACTING COUNTY CLERK: Thank you, Mr. Mayor. Next to testify is Albert Perez. And at this point, nobody is signed up to testify following Mr. Perez.

MAYOR VICTORINO: Mr. Perez, would you proceed, please.

MR. ALBERT PEREZ, MAUI TOMORROW (testifying on Resolution No. 21-4):

Good afternoon, Mr. Mayor. Aloha, Councilmembers. Happy New Year, everyone. I just want to testify quickly on Resolution 21-4, about the establishment of the standing committees of the Council.

Just want to say the Council stepped up to the plate last session by providing microgrants for agriculture. And the public followed suit by strongly supporting the Charter amendment to create a County Department of Agriculture. It's important that we do all that we can to keep that momentum going.

Maui Tomorrow supports placing any water issues related to agriculture, as well as general water planning and policy in the, what's currently called the EACP Committee. This would include the Maui Island Water Use and Development Plan. And this is because wise use of water is essential to agriculture. It's clear that the people of Maui County really care about agriculture. And if it is to succeed, if it is to help diversify our economy, if it is to increase local food security, it would need to be given focused attention as it relates to water in the same committee as agriculture. So, I support placing those planning and policy issues in EACP. Mahalo.

MAYOR VICTORINO: Thank you, Mr. Perez. Any questions, for Mr. Perez? Seeing none, mahalo.

I understand there is another testifier that would like to testify. Madam Clerk.

ACTING COUNTY CLERK: Yes. Next to testify is Mr. Kaniloa Kamaunu. And nobody at this point is signed up following Mr. Kamaunu.

MAYOR VICTORINO: Mr. Kamaunu, please, if you would proceed.

MR. WALTER RITTE: Hi, I would like to testify. This is Walter Ritte.

MAYOR VICTORINO: Kaniloa, please proceed.

MR. KANILOA KAMAUNU (testifying on Resolution No. 21-4 ):

Sorry. So, aloha, everybody. Happy New Year. Hopefully it's better than last year. But thank all you guys for your diligence in, in your positions as County Council. It's been a very tumultuous year and a lot of issues have come up. But a lot of good things have come about, I think, for the aina, and the kai, and of course the wai.

And for me, you know, whoever gets in, whoever's Committee, whoever heads Committees, you know, comes down to what's going on. I think it's very important to recognize that there, there is a big movement, as far as the kanaka are concerned. For the last several years, especially with Mauna Kea and coming now to Kaua'ula, what's going on over there and, you know, especially what's really important with what's happened with the pandemic. And decisions need to really be made for the people. I think a lot of times the decisions are made on the commercial side are a lot more than the concerns of the people themselves.

I think more of the concerns of what's happening with the people, and not only the kanaka, but those that have been here for generations that actually built this community. I've, I've mentioned it before. You know, at one time we considered ourselves local; didn't matter whether you was kanaka, Filipino, . . . Haole, whoever. But we all looked at ourselves as, you know, a, a group of local people and we had the same concerns.

Today, you know, that's been strained with a lot of issues that have been put forward. A lot of developments that have, have put people into situations where they have to object to them, because whether destruction of the iwi or the, the use of resources have come into play, which have literally divided people in our community. With the more onset of separating people as far as, you know, gated communities, you know, these kind of things really take a toll on the community. It's hard to work together when some people think that they're more privileged than the others.

You know, it is our culture that we, you know, we support. Aloha; people use the word "aloha", "malama aina", "malama kupuna". You know these things are, are spiritual. They're spiritual aspects. They're not just physical, but they're spiritual. And it means that you have the responsibility as this group to take into consideration the best for all people. And, and it is concerning, a lot of things that have taken place within the last year have really been, to me, you know, concerns that needs to be looked into, especially when it comes to the people themselves. Mahalo.

MAYOR VICTORINO: Mahalo Kani--

COUNCILMEMBER PALTIN: Cannot hear.

MAYOR VICTORINO: Kaniloa. Any, any questions for testifier?

Seeing none, I believe we have another testifier. Madam Clerk.

ACTING COUNTY CLERK: Thank you, Mr. Mayor. Our next testifier is Mr. Walter Ritte.  
Mr. Ritte.

MAYOR VICTORINO: Mr. Ritte, would you proceed on testimony please?

MR. WALTER RITTE (testifying on Resolution No. 21-4):

Yes. Thank you. First of all, congratulations to all the Councilmembers. Was an exciting day this morning.

I'd like to testify in favor of having water be put into the agriculture committee. I grew up hearing over and over that in order for us to survive we have to have food and water. So, food and water has always been complementary to each other. And one cannot be without the other. So, I'm basically in support, because of my upbringing that was taught to me by my ohana that says we need food and water in order to survive in this world. Thank you.

MAYOR VICTORINO: Mahalo, Mr. Ritte. Any questions for the testifier? Seeing none, again, mahalo.

MR. RITTE: Thank you.

MAYOR VICTORINO: Do we have any other testifiers who have signed up for testimony this morning, or this afternoon?

ACTING COUNTY CLERK: Mayor, we do not have any other testifiers noted at this time. If an individual connected to the meeting has not testified but would like to do so, please identify yourself now. We are unmuting everyone on our end, and you can also inform staff via the meeting chat. This is the last call for testifiers. Please indicate if you would like to testify.

MS. CAROL LEE KAMEKONA (testifying on Resolution No. 21-4):

Aloha. Can you guys hear me?

MAYOR VICTORINO: Yes, we can.

MS. KAMEKONA: Aloha.

MAYOR VICTORINO: Go ahead. Can you identify yourself please?

MS. KAMEKONA: Kala mai. I'm trying to watch at the same time. My name is Carol Lee Kamekona. I am calling in via phone. I would like to say maikai to all Councilmembers. Congratulations on beginning your new year. I look forward to seeing a lot of good things come out of this Council.

With regards to the water committee, I agree with all the previous testifiers, in that I would like to see the portions of water to deal with agriculture, to deal with the environment, to be put in the EACP, which hopefully will be under Councilmember Shane Sinenci.

So, to each and every one of you for all that you guys have done last year, the last election, I wish you well this election. And whoever gets to be Chair, congratulations on you ahead of time. So, mahalo to each of you. Aloha.

MAYOR VICTORINO: Mahalo for your testimony. Any, any questions for the testifier?

Seeing none, Madam Clerk, are there any more individuals wanting to testify?

ACTING COUNTY CLERK: No individuals indicating wanting to testify. This is one last call for testimony. Final call.

Mr. Mayor, no one else has indicated that they wish to testify. And we have received written testimony.

MAYOR VICTORINO: Can we note that we'd like to see all written testimony entered into the record? And no objections from the Members.

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. Barbara Barry;
2. John Blumer-Buell;
3. Cathy Knowlton;
4. Joseph Kohn;
5. Co Pegg;
6. Mark Rudd; and
7. Jennifer Valentine.

MAYOR VICTORINO: Thank you very much.

At this time, with no objections, I will close public testimony for today's organizational meeting.

MEMBERS VOICED NO OBJECTION.

MAYOR VICTORINO: Thank you. Before we get started, let me say that I thank all the testifiers who have called. Again, I would like to say I wish all of you a healthy and prosperous new year. The best thing about a new year is a chance to change and to make things better. We start with a clean slate.

I think we'll all agree that 2020 was a unprecedented year. A year that many of us would like to forget, myself included. But I anticipate that we will still have, not only larger numbers, but more work to be done over the next six months to a year in any kind of recovery for our economy. Your help, and with the public's help, nonprofits, and our business organi, entities; we together can make a big difference in resetting and recalibrating the economy of Maui County. I do agree that we need to have a more diversified, and more vibrant, and less dependent on the hospitality industry in total. All of us agree that now is the time to make those changes that will make Maui County No Ka Oi and make Maui County strong.

I look forward to working with each and every one of you throughout your Council term, and as well as all the projects and other items that you will bring forward. I look forward

to collaborating and making this a much more, what I hope, a smoother year, a year that we can all work together cause now more than any other time, we need to come together and collaborate. It is shown very well in our County all the things that this County has done. And with the thanks of you, the Councilmembers from the prior Administration, we were able to work together and provide food, housing, and much needed resources for those that were unemployed and continue to be unemployed.

So, I want to say mahalo and that we together will continue to make Maui a safe and healthy place. And our wellbeing of our residents still is the priority, for not only the Administration, I hope the Council.

So, if there's no other discussion, with no objections, I will move into the nominations of, hang on one second please.

Madam Clerk, can we please proceed with the agenda.

ACTING COUNTY CLERK: Thank you, Mr. Mayor. Proceeding with the first agenda item.

The following resolution was presented.

RESOLUTION  
NO. 21-1

ELECTING THE CHAIR OF THE COUNCIL

BE IT RESOLVED by the Council of the County of Maui that the Honorable \_\_\_\_\_ be and is hereby elected Chair of the Council of the County of Maui for the term commencing January 2, 2021, twelve o'clock meridian, and terminating January 2, 2023, twelve o'clock meridian.

MAYOR VICTORINO: Members, the floor is open for that motion, for the Chair of the County Council.

I recognize Keani Rawlins-Fernandez.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Mr. Mayor.

I MOVE TO ADOPT RESOLUTION 21-1.

COUNCILMEMBER SUGIMURA:

SECOND.

MAYOR VICTORINO: It has been moved. It has been moved and seconded. It's been moved by Ms. Rawlins-Fernandez and seconded by Councilmember Sugimura.

Any discussion? Go ahead, Ms. Fernandez, Ms. Rawlins-Fernandez.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Mr. Mayor.

I MOVE TO AMEND RESOLUTION 21-1 BY INSERTING THE  
NAME OF ALICE L. LEE AS COUNCIL CHAIR.

COUNCILMEMBER KAMA:

SECOND.

MAYOR VICTORINO: I've had a motion made by Ms. Rawlins-Fernandez and seconded by Ms. Kama.

Any further discussion?

Ms. Rawlins-Fernandez.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Mr. Mayor. Member Lee has been instrumental in cultivating a collaborative and fun work environment at the Council. She treats all Councilmembers as equals and recognizes every person who works in Council Service, Council Services as an asset. She recognizes everyone's strengths and encourages us to work together as a team. She conducts regular Chair's meeting to run important decision-making by the body and determine consensus, conducts bi-weekly management meetings keeping OCS and Clerk's Office connected.

. . . Council team building efforts such as our infamous Imi Pono rap, our holiday party skit, and various Council community outreach efforts. Member Lee is always looking for ways for each Member to work together and enjoy our time doing so.

While titles may be paramount for some, Member Lee doesn't seek a title for self-aggrandizing. She understands that the position of Chair doesn't put any Councilmember beneath her, rather focuses on comradery and seeking ways to build upon Councilmembers relations internally and externally, which is a sign of a good leader.



Through her leadership, we have achieved work pace, workplace stability and healthy professional work, working relationships, something the public does not often see in government dealings, but which is critical for productivity in serving our County. Member Lee may not have initially wanted to be Chair, but I'm so thankful that she accepted the sometimes-daunting task of organizing the demands of this dynamo-Council. She would probably choose other words. And hope my colleagues would agree by voting to support this motion to amend. Mahalo, Mr. Mayor.

MAYOR VICTORINO: Thank you, Ms. Rawlins-Fernandez. Any other Members would like to speak to the motion?

Seeing none, I call for the vote; the vote on recognizing Alice Lee as Chair of the 2021-2023 County Council of Maui. All those in favor, signify by saying "aye". I guess by raising your hands will give me that.

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

MAYOR VICTORINO: Any opposed?

NOES: NONE.

MAYOR VICTORINO: Seeing none, the, Madam Clerk, I think the, the, the, do you need a roll call on this? No? I'm sorry.

COUNCILMEMBER KING: Chair, point of--

ACTING COUNTY CLERK: Mayor--

COUNCILMEMBER KING: Point of order. That was the amendment, so we have to go back to the main motion now.

MAYOR VICTORINO: Oh, now we, yea, no, okay. Now, we go back to the main motion as made with inserting the name of Alice Lee as the Council Chair.

All those in favor, signify by saying "aye", or raise your right hand.

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

MAYOR VICTORINO: Any opposed?

NOES: NONE.

MAYOR VICTORINO: Seeing none, I think the vote was 9-0. Congratula, congratulations to Chair Alice Lee to lead the, the 2021-2023 County Council. Congratulations. And let's give her a big virtual applause.

CHAIR LEE: Thank you.

MAYOR VICTORINO: Madam Clerk, if there's no objections, I would like to get a recess so that we can allow the Chair of the Council to lead the rest of the meeting. No objections, Members?

MEMBERS VOICED NO OBJECTION.

MAYOR VICTORINO: Thank you very much. I appreciate the opportunity. Good luck. God bless you all. And we'll see you all soon and work real well, as best as we can, together. God bless you and aloha.

(THE MEETING WAS RECESSED BY THE MAYOR AT 2:44 P.M., AND WAS RECONVENED BY CHAIR LEE AT 2:45 P.M., WITH ALL MEMBERS PRESENT.)

### CHAIR LEE TAKES THE ROSTRUM

CHAIR LEE: Will the meeting please reconvene? Thank you so much, everyone. I really appreciate your vote. And I will try my best to, to do a good job for all of you. Now, we are on Resolution 21-2, "ELECTING THE VICE-CHAIR OF THE COUNCIL".

Madam Clerk. Madam Clerk. Does anybody see Madam Clerk?

ACTING COUNTY CLERK: Hi, Alice. Hold on.

CHAIR LEE: Oh, okay.

ACTING COUNTY CLERK: Hold on just a moment please. I'll get Akaku on the line. Are you ready to go on your end?

CHAIR LEE: Who me, or who you talking to?

ACTING COUNTY CLERK: Yes.

CHAIR LEE: Yes.

ACTING COUNTY CLERK: Chair.

CHAIR LEE: Yes.

ACTING COUNTY CLERK: Okay. Okay. Standing by.

AKAKU: We're back from recess because he banged the gavel.

VICE-CHAIR RAWLINS-FERNANDEZ: We're, we're already on TV.

CHAIR LEE: Chivo, I banged it again to reconvene.

VICE-CHAIR RAWLINS-FERNANDEZ: We're, we're good. We're on TV. We're on Akaku.

CHAIR LEE: Okay. I thought he was asking a question. So, Madam Clerk, are we ready to move forward on the resolution? Kathy, you're frozen.

RESOLUTION  
NO. 21-2

ELECTING THE VICE-CHAIR OF THE COUNCIL

BE IT RESOLVED by the Council of the County of Maui that the Honorable \_\_\_\_\_ be and is hereby elected Vice-Chair of the Council of the County of Maui for the term commencing January 2, 2021, twelve o'clock meridian, and terminating January 2, 2023, twelve o'clock meridian.

CHAIR LEE: Alright. Is there a motion to move to adopt this motion?

Yes, Councilmember Molina.

COUNCILMEMBER MOLINA: Thank you very much, Madam Chair.

I MOVE TO ADOPT RESOLUTION NO. 21-2.

COUNCILMEMBER KAMA:

SECOND.

CHAIR LEE: I'm sorry, who seconded it?

COUNCILMEMBER SUGIMURA: Tasha.

CHAIR LEE: Tasha. Okay. Moved by Member Molina, seconded by Member Kama, to adopt Resolution 21-2.

CHAIR LEE: Madam Clerk, can you read that resolution?

*(The resolution was read in its entirety.)*

CHAIR LEE: Okay. Yes, Mr. Molina.

COUNCILMEMBER MOLINA: Thank you very much, Madam Chair.

I MOVE TO AMEND RESOLUTION NO. 21-2 BY INSERTING THE  
NAME OF COUNCILMEMBER KEANI RAWLINS-FERNANDEZ  
AS VICE-CHAIR OF THE MAUI COUNTY COUNCIL.

COUNCILMEMBER SINENCI:

SECOND.

CHAIR LEE: Okay, moved by Member Molina, seconded by Member Sinenci, to amend the main motion by inserting the name Keani Rawlins-Fernandez to be the Vice-Chair of the Council.

Any discussion, Mr. Molina?

COUNCILMEMBER MOLINA: Yes, thank you very much, Madam Chair. As, as we saw the previous term, Councilmember Rawlins-Fernandez brings a lot of energy and innovation to the Council. She was certainly at the forefront of bringing the BlueJeans technological innovation during a critical time of the pandemic, as we were one of the first, if not the first Council to use the BlueJeans application to allow more accessibility for the public to see what we're doing on the Council and for more public participation.

So, these are just some of the attributes of Councilmember Rawlins-Fernandez. She's certainly a busy body; always making sure that she has her say and she's brought up some very good points. And she certainly has the leadership qualities that's innate in her. So, I would ask for the Members to fully support this amendment of continuing having Councilmember Rawlins-Fernandez as our Vice-Chair of the County Council. Thank you, Madam Chair.

CHAIR LEE: Thank you. Any more comments or questions, busy body? Okay, all those in favor of the motion, please raise your hand and say "aye".

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

NOES: NONE.

CHAIR LEE: Okay, well, nine "ayes", zero "noes"; motion carries. Thank you.

COUNCILMEMBER MOLINA: Madam Chair.

CHAIR LEE: Oh, I'm sorry.

COUNCILMEMBER MOLINA: Madam Chair.

CHAIR LEE: The, the motion as amended. Yea, sorry. Okay, now we have before you the motion as amended. All those in favor of the motion, say "aye", raise your hand.

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

NOES: NONE.

CHAIR LEE: Thank you. All "ayes". Nine "ayes", zero "noes"; motion carries.

Madam Clerk.

RESOLUTION  
NO. 21-3

APPOINTING THE PRESIDING OFFICER  
PRO TEMPORE OF THE COUNCIL

BE IT RESOLVED by the Council of the County of Maui that the Honorable \_\_\_\_\_ be and is hereby appointed Presiding Officer Pro Tempore of the Council of the County of Maui for the term commencing January 2, 2021, twelve o'clock meridian, and terminating January 2, 2023, twelve o'clock meridian.

ACTING COUNTY CLERK: Would you like that read?

CHAIR LEE: Yes.

*(The resolution was read in its entirety.)*

CHAIR LEE: Can I have a motion?

COUNCILMEMBER KAMA:

SO, MOVED.

CHAIR LEE: Okay, moved by Member Tasha Kama to adopt the resolution.

Any, is there a second?

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: Seconded by Vice-Chair Rawlins-Fernandez. Okay. Now, we need to insert a name. So, we need an amendment.

Yes, Ms. Sugimura.

COUNCILMEMBER SUGIMURA:

SO, I'D LIKE TO AMEND THE RESOLUTION TO INSERT TASHA KAMA IN TO BE THE PRO TEMPORE OF THE COUNTY OF MAUI.

CHAIR LEE: Okay. Is there a second?

COUNCILMEMBER KAMA: Second. Can I second?

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: Well, we have Vice-Chair Rawlins-Fernandez seconding. Okay.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR LEE: So, moved by Ms. Sugimura, seconded by Vice-Chair Rawlins-Fernandez, to amend the main motion to insert the name Tasha Kama. And Tasha I'm not sure if that's the name that you normally use for that.

COUNCILMEMBER KAMA: It is.

CHAIR LEE: It is? Okay, any discussion? If not, all those in favor of the motion, to amend the main motion inserting Ms. Kama's name, please say "aye", and raise your right hand.

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

NOES: NONE.

CHAIR LEE: Okay. Nine "ayes", zero "noes"; motion carries.

Now, to the main motion as amended. All those in favor, raise your right hand, say "aye".

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

NOES: NONE.

CHAIR LEE: Okay. Nine "ayes", zero "noes"; motion carries. Thank you.

Madam Clerk.

RESOLUTION  
NO. 21-4

ESTABLISHING THE STANDING COMMITTEES  
OF THE COUNCIL, DEFINING THEIR DUTIES,  
AND APPOINTING THEIR MEMBERS

WHEREAS, the primary purpose of the Maui County Council's standing committees is to provide well-considered recommendations to the Council on legislation referred to the standing committees; and

WHEREAS, standing committees also may provide oversight of agencies of the County and receive informational presentations on issues within the committee's subject-matter jurisdiction; and

WHEREAS, the Revised Charter of the County of Maui (1983), as amended, establishes the powers, duties, functions, and declared policy of the County; and

WHEREAS, the Maui County General Plan establishes the following objectives:

- A. Protect the Natural Environment;
- B. Preserve Local Cultures and Traditions;
- C. Improve Education;
- D. Strengthen Social and Healthcare Services;
- E. Expand Housing Opportunities for Residents;
- F. Strengthen the Local Economy;
- G. Improve Parks and Public Facilities;
- H. Diversify Transportation Options;
- I. Improve Physical Infrastructure;
- J. Promote Sustainable Land Use and Growth Management; and
- K. Strive for Good Governance; and

WHEREAS, the standing committees should be organized to help the Council further the powers, duties, functions, and declared policy of the County as established in the Charter and the objectives in the General Plan; now, therefore;



BE IT RESOLVED by the Council of the County of Maui that the following standing committees of the Council are established for the 2021-2023 Council term:

Affordable Housing Committee;  
Budget, Finance, and Economic Development Committee;  
Climate Action and Resilience Committee;  
Environmental, Agricultural, and Cultural Preservation Committee;  
Governance, Ethics, and Transparency Committee;  
Parks and Human Concerns Committee;  
Planning and Sustainable Land Use Committee; and  
Water, Infrastructure, and Transportation Committee

BE IT FURTHER RESOLVED by the Council of the County of Maui that, to expedite the business of the Council, standing committees of the Council are formed to make recommendations to the Council and ensure the most efficient alignment of subject matter and expertise, as follows:

1. Affordable Housing Committee
  - a. Affordable or residential workforce housing programs, including expedited approvals of housing projects under Chapter 201H, Hawaii Revised Statutes, and related District Boundary Amendments, and under Chapter 2.97, Maui County Code.
  - b. Amendments to the Residential Workforce Housing Policy and other affordable housing ordinances.
  - c. Homeless programs and related matters.
  - d. Proposals for increasing the availability or affordability of housing.
  - e. Oversight of the Department of Housing and Human Concerns' Housing Division.
  - f. Implementation of the following General Plan objective:  
  
Expand Housing Opportunities for Residents.

2. Budget, Finance, and Economic Development Committee
  - a. Financial audits and the finance component of all County grants.
  - b. Budget, capital program, bond authorizations, intergovernmental agreements with a financial impact on the annual budget, including intergovernmental loans.
  - c. Taxes, rates, fees, and assessments for inclusion in the budget, except that revenue ordinances may also be considered by other standing committees.
  - d. Revisions and updates to Real Property Tax ordinances.
  - e. Business and economic development issues.
  - f. Oversight of the Department of Finance, Office of the County Auditor, Office of the Mayor's Office of Economic Development, and Community Development Block Grant Program.
  - g. Review of the annual Audit Plan issued by the Office of the County Auditor; and review of audit findings and recommendations in the County Auditor's reports.
  - h. Implementation of the following General Plan objective:  
  
Strengthen the Local Economy.
3. Climate Action and Resilience Committee
  - a. Issues relating to sea-level rise, shoreline erosion, managed retreat, deforestation, drought, wetlands, carbon emissions, pollution, and other related contributors to climate change.
  - b. Oversight of the Maui Emergency Management Agency.
  - c. Energy issues, including solar, geothermal, wind, biomass, hydropower, wave energy production, biofuel and synthetic fuel production, power systems, and energy-efficient technologies for buildings.

- d. Implementation of the following General Plan objectives:

- Protect the Natural Environment.

- 4. Environmental, Agricultural, and Cultural Preservation Committee

- a. Issues relating to the protection, preservation, and enhancement of the environment, including recycling.
- b. Conservation and protection of agricultural lands, promotion of diversified agriculture, increasing agricultural self-sufficiency, and assuring the availability of agriculturally suitable lands.
- c. Water for agricultural use.
- d. Oversight of the Department of Environmental Management's Environmental Protection and Sustainability Division.
- e. Implementation of the following General Plan objectives:
  - i. Protect the Natural Environment.
  - ii. Preserve Local Cultures and Traditions.

- 5. Governance, Ethics, and Transparency Committee

- a. Mayoral and Council appointments requiring Council approval, including board and commission members and administrative heads of departments, except appointments to community plan advisory committees.
- b. Litigation matters, including appointment of special counsel, indemnification, and authorization of settlement.
- c. Issues relating to government ethics and transparency.
- d. With Council authorization, conduct investigations of:
  - (i) the operation of any department or function of the County; and
  - (ii) any subject over which the Council has legislative authority.

- e. Amendments to the Charter and oversight of implementing amendments passed in the previous election.
- f. Intergovernmental issues, including the Hawaii State Association of Counties and non-financial intergovernmental agreements.
- g. Oversight of the Office of the Mayor (except the Office of Economic Development), Department of the Corporation Counsel, Department of Management, Office of Council Services, Office of the County Clerk, Department of Fire and Public Safety, Department of Liquor Control, Department of Personnel Services, Department of Police, and Department of the Prosecuting Attorney.
- h. Implementation of the following General Plan objective:  
  
Strive for Good Governance.

6. Parks and Human Concerns Committee

- a. Social services and animal management programs and related grants, including grants of interest in real property.
- b. Cultural, leisure, recreational, and parks matters.
- c. Management and potential acquisition of public recreational lands, including parks, open space, natural and cultural resources, and scenic views preservation, including grants of such real property.
- d. Authorization of concessions at and permits for events and activities conducted at Maui County's public parks and facilities.
- e. Oversight of the Department of Parks and Recreation and the Department of Housing and Human Concerns (except the Housing Division).
- f. Implementation of the following General Plan objectives:
  - i. Improve Education.

- ii. Strengthen Social and Healthcare Services.
- iii. Improve Parks and Public Facilities.

7. Planning and Sustainable Land Use Committee

- a. Project-specific amendments of State land use district boundaries, the General Plan, community plans, and zoning designations, except District Boundary Amendments specific to expedited approvals of housing projects under Chapter 201H, Hawaii Revised Statutes.
- b. Other land use entitlements requiring Council review and approval, such as Conditional Permits.
- c. Land use ordinances not specific to a project, except amendments to the Parking Code.
- d. Processing procedures for the General Plan and community plans.
- e. Non-project-specific amendments to the General Plan and comprehensive community plan updates.
- f. Appointments to community plan advisory committees.
- g. Implementation of the digital mapping project.
- h. Oversight of the Department of Planning.
- i. Issues related to deferral agreements and land consolidation.
- j. Implementation of the following General Plan objective:  
  
Promote Sustainable Land Use and Growth Management.

8. Water, Infrastructure, and Transportation Committee

- a. Amendments to and enforcement of the County Water Code, including the Water Use and Development Plan.
- b. Amendments to the Subdivision Ordinance and Building and Construction Codes.

- c. County facilities construction and maintenance, including road, bridge, drainage, and waste-management systems.
- d. Oversight of the Department of Environmental Management (except the Environmental Protection and Sustainability Division), the Department of Public Works, and the Department of Water Supply.
- e. All issues pertaining to water except water for agricultural use.
- f. Issues relating to traffic safety, transit, bikeways, walkways, and complete streets.
- g. Issues relating to interisland transportation, within the County and within the State.
- h. Issues relating to traffic impact fees.
- i. Amendments to the Parking Code.
- j. Oversight of the Department of Transportation and Maui Metropolitan Planning Organization.
- k. Implementation of the following General Plan objectives:
  - i. Diversify Transportation Options.
  - ii. Improve Physical Infrastructure.

BE IT FURTHER RESOLVED by the Council of the County of Maui that the following voting members are appointed to the various standing committees of the Council:

1. Affordable Housing Committee

\_\_\_\_\_, Chair  
\_\_\_\_\_, Vice-Chair  
Gabe Johnson, Voting Member  
Tasha Kama, Voting Member  
Kelly Takaya King, Voting Member  
Alice L. Lee, Voting Member  
Michael J. Molina, Voting Member

Tamara Paltin, Voting Member  
Keani N.W. Rawlins-Fernandez, Voting Member  
Shane M. Sinenci, Voting Member  
Yuki Lei K. Sugimura, Voting Member

2. Budget, Finance, and Economic Development Committee

\_\_\_\_\_, Chair  
\_\_\_\_\_, Vice-Chair  
Gabe Johnson, Voting Member  
Tasha Kama, Voting Member  
Kelly Takaya King, Voting Member  
Alice L. Lee, Voting Member  
Michael J. Molina, Voting Member  
Tamara Paltin, Voting Member  
Keani N.W. Rawlins-Fernandez, Voting Member  
Shane M. Sinenci, Voting Member  
Yuki Lei K. Sugimura, Voting Member

3. Climate Action and Resilience Committee

\_\_\_\_\_, Chair  
\_\_\_\_\_, Vice-Chair  
Gabe Johnson, Voting Member  
Tasha Kama, Voting Member  
Kelly Takaya King, Voting Member  
Alice L. Lee, Voting Member  
Michael J. Molina, Voting Member  
Tamara Paltin, Voting Member  
Keani N.W. Rawlins-Fernandez, Voting Member  
Shane M. Sinenci, Voting Member  
Yuki Lei K. Sugimura, Voting Member

4. Environmental, Agricultural, and Cultural Preservation Committee

\_\_\_\_\_, Chair  
\_\_\_\_\_, Vice-Chair  
Gabe Johnson, Voting Member  
Tasha Kama, Voting Member  
Kelly Takaya King, Voting Member  
Alice L. Lee, Voting Member  
Michael J. Molina, Voting Member

Tamara Paltin, Voting Member  
Keani N.W. Rawlins-Fernandez, Voting Member  
Shane M. Sinenci, Voting Member  
Yuki Lei K. Sugimura, Voting Member

5. Governance, Ethics, and Transparency Committee

\_\_\_\_\_, Chair  
\_\_\_\_\_, Vice-Chair  
Gabe Johnson, Voting Member  
Tasha Kama, Voting Member  
Kelly Takaya King, Voting Member  
Alice L. Lee, Voting Member  
Michael J. Molina, Voting Member  
Tamara Paltin, Voting Member  
Keani N.W. Rawlins-Fernandez, Voting Member  
Shane M. Sinenci, Voting Member  
Yuki Lei K. Sugimura, Voting Member

6. Parks and Human Concerns Committee

\_\_\_\_\_, Chair  
\_\_\_\_\_, Vice-Chair  
Gabe Johnson, Voting Member  
Tasha Kama, Voting Member  
Kelly Takaya King, Voting Member  
Alice L. Lee, Voting Member  
Michael J. Molina, Voting Member  
Tamara Paltin, Voting Member  
Keani N.W. Rawlins-Fernandez, Voting Member  
Shane M. Sinenci, Voting Member  
Yuki Lei K. Sugimura, Voting Member

7. Planning and Sustainable Land Use Committee

\_\_\_\_\_, Chair  
\_\_\_\_\_, Vice-Chair  
Gabe Johnson, Voting Member  
Tasha Kama, Voting Member  
Kelly Takaya King, Voting Member  
Alice L. Lee, Voting Member  
Michael J. Molina, Voting Member  
Tamara Paltin, Voting Member



Keani N.W. Rawlins-Fernandez, Voting Member  
Shane M. Sinenci, Voting Member  
Yuki Lei K. Sugimura, Voting Member

8. Water, Infrastructure, and Transportation Committee

\_\_\_\_\_, Chair  
\_\_\_\_\_, Vice-Chair

Gabe Johnson, Voting Member  
Tasha Kama, Voting Member  
Kelly Takaya King, Voting Member  
Alice L. Lee, Voting Member  
Michael J. Molina, Voting Member  
Tamara Paltin, Voting Member  
Keani N.W. Rawlins-Fernandez, Voting Member  
Shane M. Sinenci, Voting Member  
Yuki Lei K. Sugimura, Voting Member

BE IT FINALLY RESOLVED by the Council of the County of Maui that all Councilmembers who are not voting members of a standing committee serve as non-voting members of the committee and may participate in the proceedings, but may not be counted toward quorum for the committee.

CHAIR LEE: Okay. Members, if you don't--

Oh, yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: I was going to move to adopt the resolution.

CHAIR LEE: Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Is it what we're doing?

CHAIR LEE: Okay. I guess we could do that. Cause I was going to ask you if you wanted to go one Committee at a time.

VICE-CHAIR RAWLINS-FERNANDEZ: Up, up to the body, I guess.

COUNCILMEMBER KING: Chair, just--

CHAIR LEE: Yes, Member King.

COUNCILMEMBER KING: Thank you. I think, we only have one resolution, right, with all the? So, yea, my understanding is that you, you, you move to pass the one resolution, then we can make amendments to change it. But we don't have a resolution for each Committee.

CHAIR LEE: Yea. Okay.

COUNCILMEMBER KING: I think that's--

CHAIR LEE: I think, I think it is possible to break it down one by one. But if you prefer to vote on all of them at once, that's fine. But we're still going to have to discuss it one by one. Okay.

COUNCILMEMBER KING: Right. Sure.

CHAIR LEE: Alright. So, so who wants to make the motion?

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO ADOPT RESOLUTION 21-4.

COUNCILMEMBER KAMA:

SECOND.

COUNCILMEMBER SUGIMURA: Second.

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by, by Pro Tem Kama, to adopt Resolution 21-4, which establishes the standing Committees of the Council.

Alright. Discussion, Vice-Chair Rawlins-Fernandez? Discussion.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I, I'm not sure how you would like to do this. I was going to make two motions; one, to first insert the names of the Committee Chairs. Basically, those that have been serving as Chairs of the Committees. And then, I was going to make a second motion to insert the name of the Committee that I, the Vice-Chair for the Committee that I would be Chair of. And then, I would yield the floor to allow other Members to make motions. If that's something that the body would--

CHAIR LEE: The Vice-Chair that you would, would, okay, but the vice, the Vice-Chair that you would be Vice-Chair of would not necessarily be the, if we're following the order of the, of the agenda, are you suggesting we, we take things out of order? Is that what you're saying?

VICE-CHAIR RAWLINS-FERNANDEZ: Oh no, no. I was just going to amend to insert the names of the Chairs for the Committee.

CHAIR LEE: Oh, for all the Committees?

VICE-CHAIR RAWLINS-FERNANDEZ: And then, and then we could vote on that.

CHAIR LEE: Oh, for all Committees?

VICE-CHAIR RAWLINS-FERNANDEZ: And then we could vote on that.

CHAIR LEE: Okay. Alright. Proceed. You want to proceed?

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

OKAY, I MOVE TO AMEND RESOLUTION 21-4, 7, NO, YEA, 4,  
SORRY, TO INSERT THE NAME IN AFFORDABLE HOUSING  
COMMITTEE CHAIR, GABE JOHNSON.

FOR BUDGET, FINANCE, AND ECONOMIC DEVELOPMENT  
COMMITTEE CHAIR, MYSELF, KEANI RAWLINS-  
FERNANDEZ.

FOR CLIMATE ACTION AND RESILIENCY [S/C] COMMITTEE  
CHAIR, THE NAME KELLY TAKAYA KING.

FOR ENVIRONMENTAL, AGRICULTURE [S/C],  
AGRICULTURAL, AND CULTURAL PRESERVATION  
COMMITTEE, TO IN, CHAIR, TO INSERT THE NAME SHANE  
SINENCI.

FOR GOVERNANCE, ETHICS, AND TRANSPARENCY  
COMMITTEE CHAIR, THE NAME MIKE MOLINA.

FOR PARKS AND HUMAN CONCERNS COMMITTEE CHAIR,  
THE NAME TASHA KAMA.

FOR PLANNING AND SUSTAINABLE LAND USE COMMITTEE  
CHAIR, THE NAME TAMARA AKIKO MAILE PALTIN.

AND FOR WATER, INFRASTRUCTURE, AND  
TRANSPORTATION COMMITTEE CHAIR, THE NAME  
YUKI LEI SUGIMURA.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Okay. It's been moved by Vice-Chair Rawlins-Fernandez, seconded by Member Sugimura, to insert the various names as she listed in the standing committees.

Discussion, Vice-Chair Rawlins-Fernandez, to be followed by Member King.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Mahalo, Chair. So, I understand from our public testimony today that there is some desire to amend the kuleana and the names of the committees. But my hope was that for this first motion we just add in the Chairs, and then we can do our Vice-Chairs, and then we can do amendments to the Committee kuleana, and the, the titles of the Committee if that is okay with everyone. Mahalo, Chair.

CHAIR LEE: Thank you.

Member King.

COUNCILMEMBER KING: Yea, actually, that was going to be my question. Is if we change the names of the committees, does that change the motion that's being made right now. So, and maybe we need our legislative, or our, our attorney just to make sure we can do that and, and then go forward without having to change, redo that whole motion. We don't want to redo the whole motion again.

CHAIR LEE: We can check. Because the change of the names will be minor, fairly minor.

Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. To Member King's point, we would first be amending the resolution to insert the name. And then, when we amend the titles of the committees, the names of the committees and the kuleana, it would be amending the amended resolution. So, it'll be okay.

COUNCILMEMBER KING: So, you want to take a vote. You want to take a vote on the names that you just mentioned, and then when we're doing the amendment it'll be amending a motion we already voted on?

VICE-CHAIR RAWLINS-FERNANDEZ: That's correct. We'll be, we'll, we'll be amending the resolution as amended previously.

COUNCILMEMBER KING: Okay. I'm good with that.

CHAIR LEE: Okay. Any other questions.

VICE-CHAIR RAWLINS-FERNANDEZ: If Members accept the nominations to the Committee chairmanship.

CHAIR LEE: Yes, Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. I accept the nomination. But I was wondering, would it be possible to amend the, the names of the committees before we do the Vice-Chairs?

CHAIR LEE: We really don't have to. We can do that, in other words, we want to get the leadership of each committee, and then I think it's important that the, the Chair and Vice-Chair of the Committee have a lot of input if you're going to change a name or, you know, add a subject matter or whatever. Rather than all of us deciding on the Committee's name, wouldn't you want the Chair to have a lot of say on that? Not me the Chair, the Committee Chair.

COUNCILMEMBER PALTIN: Okay. I was still deciding what I was hoping to be the Vice-Chair of, and it kind of a little bit dependent on where water was.

CHAIR LEE: Okay, why don't we do by--

COUNCILMEMBER PALTIN: But, that's okay. Never mind.

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

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair, for my second and final opportunity to speak. So, to Member Paltin's question, if any Members accept a vice, Committee Vice-Chair position and want to change their mind later, that would just be an amendment and that's fine. It'll be okay.

CHAIR LEE: Okay. Any, any more questions?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: Okay, so now, you, you realize that we are, the motion is to insert the names that she listed, right, to be the Chair of the Committees that are listed on your agenda? Okay. Any more questions? If not, all those in favor say "aye", raise your hand.

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

NOES: NONE.

CHAIR LEE: Okay, that's good. Motion carries; nine "ayes", zero "noes". Motion carries.

Vice-Chair Rawlins-Fernandez, did you want to go right into Vice-Chair right now at this moment?

VICE-CHAIR RAWLINS-FERNANDEZ: Yea, that, that was going to be the motion I was going to make.

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

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO AMEND RESOLUTION 21-4, TO INSERT THE  
NAME UNDER BUDGET, FINANCE, AND ECONOMIC  
DEVELOPMENT COMMITTEE VICE-CHAIR, TAMARA PALTIN.

AND, AMEND THE RESOLUTION FOR MY NAME, KEANI  
RAWLINS-FERNANDEZ, UNDER PARKS AND HUMAN  
CONCERNS COMMITTEE, A NON-VOTING MEMBER.

Mahalo, Chair.

COUNCILMEMBER PALTIN:

SECOND.

CHAIR LEE: Okay. So, that would pretty much take care of your Committee then. So, that's, this is the point where maybe we should now go, go down the line, you know, so that all the Committee Chairs can, you know, make their, their views known so we know what direction everybody's going in.

Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Should we, we vote on that first? And then we can go down the line to make the amendment, cause I don't have any amendments to Budget, Finance, and Economic Development Committee kuleana. I, it, it's, for me, it's, it's fine the way it is written in the resolution. And Member Paltin accepted the nomination to be the Committee Vice-Chair at this time. And, and there was no objections to making myself a non-voting member of one of the Committees.

So, we can vote on that and then, as you mentioned, we can take each Councilmember. I don't know if you want to take it the, our seating arrangements or alpha order, or however you want to take it, for each person to make amendments to their Committees.

CHAIR LEE: If you don't mind, I think it might be simpler if we just dealt with the Chair, the Vice-Chair, and the name of your Committee. And then we can go into whether you want to sit on this Committee or that Committee, cause that part is not all that critical. Okay?

VICE-CHAIR RAWLINS-FERNANDEZ: Sure.

CHAIR LEE: So--

VICE-CHAIR RAWLINS-FERNANDEZ:

I, I AMEND MY MOTION TO REMOVE THAT PART OF THE  
NON-VOTING MEMBER.

CHAIR LEE: Okay. So, right now, we are talking about the name of your Committee is going to be Budget, Finance, Economic Development. And your VP, Tamara Paltin, Member Tamara Paltin, right?

VICE-CHAIR RAWLINS-FERNANDEZ: VC, yes.

CHAIR LEE: That's what everybody is going to, oh yea, VC, VP. That's what we're going to vote on right now, okay? Everybody understand? Any more questions. If not, all those in favor of the motion, please say "aye" and raise your hand.

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

NOES: NONE.

CHAIR LEE: Okay, great. Nine "ayes", zero "noes"; motion carries.

That takes care of one Committee.

COUNCILMEMBER KING: Chair.

CHAIR LEE: Yes, Member King.

COUNCILMEMBER KING: Okay. I have a, an amendment to the resolution.

I'D LIKE TO MOVE TO AMEND RESOLUTION 21-4, AS  
FOLLOWS: STRIKE "CLIMATE ACTION AND RESILIENCE  
COMMITTEE", WELL, ACTUALLY, I SHOULD JUST MAKE THE  
MOTION AND THEN GET A SECOND, AND THEN I CAN GO  
INTO THE DETAILS; TO, TO ADD "ENVIRONMENT" TO THE  
CLIMATE ACTION RESILIENCE COMMITTEE.

CHAIR LEE: Okay. That's a motion.

COUNCILMEMBER SINENCI:

SECOND.

CHAIR LEE: Seconded by Member Sinenci to make the, the name change.

COUNCILMEMBER KING: Can I--

CHAIR LEE: Yes, Ms. King.

COUNCILMEMBER KING:

YEA, ACTUALLY, I MEANT, I MEANT TO ADD TO THAT  
MOTION AND TO ADD MEMBER SHANE SINENCI AS  
VICE-CHAIR.



CHAIR LEE: Okay.

COUNCILMEMBER KING: Okay, so the Committee--

CHAIR LEE: So, that was seconded by--

VICE-CHAIR RAWLINS-FERNANDEZ: Member Sinenci.

CHAIR LEE: Member Sinenci. Member Sinenci, did you have your hand up to second that motion? No? Yes? Yes. Okay, so moved by Member King, seconded by Member Sinenci. Okay, you can proceed.

COUNCILMEMBER KING: Okay, so I don't know if you want me to read this whole, I have an, a Amendment Summary Form that should have been distributed and kind of goes over the details. But the, we would be changing the name of the CAR Committee to CARE and adding "Environment" at the end of it. Do you want me to go through the details? I, and I--

CHAIR LEE: Well, if that's pretty much the changes you're recommending, why don't we leave it at that.

COUNCILMEMBER KING: Well--

CHAIR LEE: Because then Mr. Sinenci can cover the other part.

COUNCILMEMBER KING: Okay, cause the Amendment Summary Form goes through which sections of the General Plan would be moved over to this Committee. So, I don't know if you want me to read through that?

CHAIR LEE: Okay, you want to do that, okay sure.

COUNCILMEMBER KING: I can read through that really quickly.

STRIKE "CLIMATE ACTION AND RESILIENCE COMMITTEE (CAR)" THROUGHOUT AND INSERT "CLIMATE ACTION, RESILIENCE, AND ENVIRONMENT COMMITTEE (CARE)".

STRIKE "ENVIRONMENTAL, AGRICULTURAL, AND CULTURAL PRESERVATION COMMITTEE (EACP)" THROUGHOUT AND INSERT "AGRICULTURAL AND

CULTURAL PRESERVATION COMMITTEE". AND, AND I  
THINK YOU'LL HAVE CHANGES LATER ON.

ON PAGE FOUR OF BE IT FURTHER RESOLVED  
PARAGRAPH, THIRD BE IT FURTHER RESOLVED  
PARAGRAPH, RELATING TO THE NEW "CLIMATE ACTION,  
RESILIENCE, AND ENVIRONMENT COMMITTEE", INSERT  
THE FOLLOWING AFTER "A":

LETTER "B. ISSUES RELATING TO THE PROTECTION,  
PRESERVATION, AND ENHANCEMENT OF THE  
ENVIRONMENT, INCLUDING RECYCLING".

IN THE SAME PARAGRAPH, INSERT THE FOLLOWING  
AFTER "C":

LETTER "D. OVERSIGHT OF THE DEPARTMENT OF  
ENVIRONMENTAL MANAGEMENT'S ENVIRONMENTAL  
PROTECTION AND SUSTAINABILITY DIVISION"; AND

SECOND BULLET POINT, RE-LETTER THE SECTION  
ACCORDINGLY.

ON PAGE FOUR, FOURTH BE IT RESOLVED PARAGRAPH,  
RELATING TO THE NEW "AGRICULTURAL AND CULTURAL  
PRESERVATION COMMITTEE," STRIKE THE FOLLOWING:

"A. ISSUES RELATING TO THE PROTECTION,  
PRESERVATION, AND ENHANCEMENT OF THE  
ENVIRONMENT, INCLUDING RECYCLING";

"E. OVERSIGHT OF THE DEPARTMENT OF  
ENVIRONMENTAL MANAGEMENT'S ENVIRONMENTAL  
PROTECTION AND SUSTAINABILITY DIVISION";

"F. 1. [S/C] PROTECT THE NATURAL ENVIRONMENT.";  
AND

THEN RE-LETTER THE SECTION ACCORDINGLY.

AND THEN THE LAST ONE, ALPHABETIZE THE COMMITTEE  
NAMES ACCORDINGLY THROUGHOUT.

CHAIR LEE: Okay.

COUNCILMEMBER KING: That's the end, end. Just as, since we're dealing with so much of the environmental issues anyway and Mr. Sinenci will be, I'll be working closely with him as the Vice-Chair.

CHAIR LEE: Okay. Great. So, everyone, can you follow Member King's motion? And that you'd only discuss your Committee and not somebody else's Committee, okay? Because that somebody else will discuss it at a later point. So, so that's what she did.

So, I, is there any discussion on her motion? If not, all those in favor of the motion, say "aye", raise your hand; all those changes that she mentioned.

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

NOES: NONE.

CHAIR LEE: Okay, great. Thank you. 9-0; motion carries.

Yes, Ms. Sugimura.

COUNCILMEMBER SUGIMURA: I just blocked my, can I take up my Committee?

CHAIR LEE: Alright. Let's--

COUNCILMEMBER SUGIMURA: Okay?

CHAIR LEE: Let's take care of your Committee.

COUNCILMEMBER SUGIMURA: Okay. So, for, first of all for, wait, let me get to the page.

CHAIR LEE: Wait, wait, wait. Is it going to remain WIT?

COUNCILMEMBER SUGIMURA: No. So, I'm going to, I'm going to, by listening to the testimony, I can see where important community members think that water should go to Mr. Sinenci's Committee and have agriculture and Water Use Development Plan go there. And I think the division they're talking about is Eva Blumenstein's division to go to Mr. Sinenci's Committee. But I learned from doing the Water Use Development Plan meeting with Mr. Sinenci, that it's very confusing to have two Committee Chair's trying

to manage one important matter, which was the, that example was Water Use Development Plan.

SO, AT THIS TIME, MEMBERS, AS IT RELATES TO MY COMMITTEE, I WOULD LIKE TO DROP THE WATER DEPARTMENT FROM THE WIT COMMITTEE, SO IT WOULD THEN BECOME INFRASTRUCTURE TRANSPORTATION (IT) COMMITTEE.

AND FOR MY VICE-CHAIR OF THAT COMMITTEE, I WOULD LIKE TO ASK TASHA KAMA TO BE MY VICE-CHAIR.

COUNCILMEMBER KING:

SECOND.

COUNCILMEMBER SUGIMURA: So, you understand what I just said, right? Water Department is going to shift over to--

CHAIR LEE: Okay. Okay.

COUNCILMEMBER SUGIMURA: Yea. Okay.

CHAIR LEE: Any more discussion on that matter?

COUNCILMEMBER KING: Just a ques--

COUNCILMEMBER SUGIMURA: Right? Cause, wait, didn't Tamara say she didn't want to, I'm sorry, Tamara. Did Tamara not want to be my Vice-Chair if there was not water here? I, I think I heard you say that. You did say that, right? So, because of that, then, and I, I spoke to her before and it's consistent. So, I'm asking for Tasha Kama to be my Vice-Chair. Right? Okay. Yea, I didn't want to have ill feelings with Tamara, but I think I heard you say today and before.

CHAIR LEE: Alright. Member King.

COUNCILMEMBER KING: Yea, I just wanted to ask Member Sugimura if she wanted to put the term "multimodal" in there? Or if you're, you're going to handle all those issues anyway; multimodal transportation?

COUNCILMEMBER SUGIMURA: Oh, it's, it's already in the Committee.

COUNCILMEMBER KING: Okay.

COUNCILMEMBER SUGIMURA: So, that doesn't change.

COUNCILMEMBER KING: I thought, yea, no, I was just saying because last time you had it in your title. But I guess if there's no need to--

COUNCILMEMBER SUGIMURA: Oh, that was when we first started. But I think when Alice took over, the Committee changed to Water, Infrastructure, and Transportation Committee. So, sorry about that. I misunderstood you, Kelly. But--

COUNCILMEMBER KING: No, I just, I'm just asking if you wanted that in there. But it's, otherwise it's the IT Committee, so that's nice.

COUNCILMEMBER SUGIMURA: I'd like to be IT. So, instead of bifurcating and trying to split apart water, which I agree is a very important Committee, let's move the whole thing to Shane Sinenci. I know he has a very important task for this term, and I would like to support him in any way that I can and just clean it up. Because I think it was very confusing trying to do the Water Use Development Plan, splitting it between cultural preservation and then having it be under my Committee and it becomes very ineffective for such an important task. So, Members, that is, so that's my motion.

So, Tasha Kama to be my Vice-Chair. My Committee now is going to change with water going over to Shane Sinenci, if he would agree; the whole thing. And then my Committee title becomes Infrastructure and Transportation Committee, with DEM and Department of Public Works.

CHAIR LEE: Okay. Gabe Johnson. Member Johnson, did you have your name, you had your hand up?

COUNCILMEMBER JOHNSON: Yes. I, I, I appreciate you, Councilmember Yuki Lei Sugimura's comments. I was hoping to get Tasha Kama as my Vice-Chair.

COUNCILMEMBER SUGIMURA: Oh.

COUNCILMEMBER JOHNSON: But, you know, it's, I, I understand, I figure, you know, she's.

COUNCILMEMBER SUGIMURA: Sorry.

COUNCILMEMBER JOHNSON: I just wanted to mention that. So, I don't know, that's all I wanted to add to it.

COUNCILMEMBER SUGIMURA: Thank you. Thank you. Sorry.

CHAIR LEE: Mr. Sinenci.

COUNCILMEMBER SUGIMURA: All the Members can decide.

CHAIR LEE: Mr. Sinenci. Mr. Sinenci, I, are we to assume that you agree to take on the whole water issue?

COUNCILMEMBER SINENCI: Mahalo, Chair. And mahalo, Member Sugimura. I was going to share, originally, only because the, our focus was going to be on water policies. And so, we didn't want to focus a lot of the in, I, I think a lot of the infrastructure stuff still falls under Member Sugimura's Committee. So, I mean, we're open, we're open to taking the water. We had, we had our own amendment summary that didn't have, because we didn't want to take water out of Member Sugimura's, we had another name that was more aptly for, for our Committee. But we're open, I guess we're open to having the water committee. It's, it's a large kuleana. And I think, especially with all of the testimony this morning, of supporting water to agriculture, we're, we're happy to oblige. Mahalo, Member Sugimura.

CHAIR LEE: Okay. Yes, Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Clarification. I just want to make sure that, then he understands he's going to complete the Water Use Development Plan, because that was one of my big things to move--

CHAIR LEE: I, I'm pretty sure he knows that if he takes water.

COUNCILMEMBER SUGIMURA: Okay. Just want to clarify it. That's a, that's a biggie. But thank you.

COUNCILMEMBER SINENCI: It is, so then that means I get, that means I get Member Paltin as a Vice-Chair, yea?

COUNCILMEMBER SUGIMURA: Yea, I think that's what she wanted.

CHAIR LEE: Okay.

COUNCILMEMBER SUGIMURA: Tamara Paltin is going to be very busy.

CHAIR LEE: Good. Then we'll keep them out of trouble.

Any, any more discussion? All those--

Yes, Ms. King.

COUNCILMEMBER KING: I just wanted to say that I support the motion and thank Member Sugimura. But I also, I wanted to point out that there's other, you know, a lot of these issues spread over many of our Committees so, you know, there will be, I think water infrastructure issues that will go in the IT Committee. There will be, you know, there could be some of the environmental issues, like the watersheds that that the CARE Committee could take on. So, just know that you have a lot of help with the various aspects of water, Member Sinenci.

CHAIR LEE: Alright. So, all those in favor of that motion, raise your hand and say "aye".

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

NOES: NONE.

CHAIR LEE: Alright. Unanimous; nine "ayes", zero "noes". Motion--

COUNCILMEMBER SUGIMURA: Thank you, Members.

CHAIR LEE: Okay. So, now we have three, three Committees agreed on.

So, next. Member Johnson. Gabe, did you have your hand up?

COUNCILMEMBER JOHNSON: Yes.

I JUST WANTED TO TAKE A OPPORTUNITY TO SPEAK  
ABOUT THE AFFORDABLE HOUSING COMMITTEE AND I'D  
LIKE TO KEEP EVERYTHING THAT'S IN IT THE SAME.

AND I WOULD LIKE TO NOMINATE TASHA KAMA AS MY  
VICE-CHAIR, BUT SHE SEEMS A HIGH COMMODITY.

So, I just figure I'd put that out there and let, let you know. That's all.

COUNCILMEMBER MOLINA: Second.

CHAIR LEE: Okay. So, you're nominating yourself? How about we have somebody else nominate him.

COUNCILMEMBER JOHNSON: Oh.

CHAIR LEE: For Chair. For Chair.

COUNCILMEMBER KING: Oh. Chair.

CHAIR LEE: Yes.

COUNCILMEMBER KING: I thought Member Rawlins-Fernandez already put that in her motion, who the Chair was.

CHAIR LEE: Oh, yea, I'm sorry. That's right. All the Chairs are--

COUNCILMEMBER KING: . . . Vice-Chair.

CHAIR LEE: All the Chairs are taken care of. So, you're, you're going to keep the name and your, but you're not sure who the Vice-Chair will be. Is anybody wanting to be Vice-Chair of Housing?

COUNCILMEMBER KAMA: Chair.

CHAIR LEE: Yes, Member King. I mean, Kama.

COUNCILMEMBER KAMA: Can you serve on as, as the Vice-Chair of two Committees?

CHAIR LEE: Yes. Yes, but somebody is not going to have an opportunity to serve.

COUNCILMEMBER KAMA: Oh, okay. Okay.

COUNCILMEMBER JOHNSON: Chair.

CHAIR LEE: Yes.

COUNCILMEMBER JOHNSON: I would also like to recommend, beg for Mike Molina's wonderful experience and assistance . . .



CHAIR LEE: Oh okay. Mr. Molina.

COUNCILMEMBER MOLINA: Yup, no objections and very honored. Thank you, Mr. Johnson.

CHAIR LEE: Okay. Anything else? Did you want to change the name of that Committee, or anything like that?

COUNCILMEMBER JOHNSON: No thank you, Chair.

CHAIR LEE: Okay. Affordable Housing Committee. Vice-Chair Mike Molina. Okay, all those in favor of that motion--

Was there a second to that?

COUNCILMEMBER KAMA:

SECOND.

CHAIR LEE: Okay. Moved by Member Johnson, seconded by Member Kama, to retain the name of Affordable Housing Committee and to add Mike, Member Mike Molina as the Vice-Chair. Okay, all those in favor of that motion, please say "aye", raise your hand.

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

NOES: NONE.

CHAIR LEE: Okay, nine "ayes", zero "noes"; motion carries.

That's four down. Who's next?

Yes, Mr. Molina.

COUNCILMEMBER MOLINA: Thank you very much, Madam Chair.

MOVE TO AMEND RESO 21-04, AND TO NOMINATE  
COUNCILMEMBER KEANI RAWLINS-FERNANDEZ AS  
VICE-CHAIR OF THE GET COMMITTEE.

CHAIR LEE: Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Busy body accepts.

SECOND.

CHAIR LEE: So, you're keeping the name and, and requesting to Keani Rawlins-Fernandez, Vice-Chair.

VICE-CHAIR RAWLINS-FERNANDEZ: Second.

CHAIR LEE: Seconded by Keani Rawlins-Fernandez.

Okay, Mr. Molina.

COUNCILMEMBER MOLINA: No.

CHAIR LEE: Any discussion?

COUNCILMEMBER MOLINA: No further discussion. I've said enough about her abilities. So, hope she accept.

CHAIR LEE: Alright, any, yes, Ms., Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. This busy body accepts and thanks Member Molina for his vote of confidence.

CHAIR LEE: Yes, Ms. Sugimura.

COUNCILMEMBER SUGIMURA:

I'M NOT TOO SURE IF THIS WAS JUST IN JEST, BUT COULD THE COMMITTEE NAME BE GOVERNANCE, REVIEW, ETHICS, AND TRANSPARENCY COMMITTEE, SO HE CAN BE THE GREAT COMMITTEE CHAIR?

CHAIR LEE: It's up to him if he wants to be great, you know.

COUNCILMEMBER MOLINA: All of you would be great. You're part of the Committee. I mean it's--

CHAIR LEE: Yea, we'll be GREAT-ees.

COUNCILMEMBER MOLINA: I'm amenable to it if you guys are.

CHAIR LEE: Mr. Molina, do you want to change the name to GREAT? We can.

COUNCILMEMBER MOLINA: I leave it up to you. But, you know, you're all great, and we could be all part of a GREAT Committee. You know, it sounds good to me.

CHAIR LEE: Any objections--

COUNCILMEMBER MOLINA: I'm fine.

CHAIR LEE: --to the name change anyone?

COUNCILMEMBER MOLINA:

I'LL SAY, I'LL SECOND THE PROPOSED AMENDMENT.

COUNCILMEMBER SUGIMURA: Alright.

COUNCILMEMBER KAMA: Wonderful.

CHAIR LEE: Okay, so. Okay. That'll be your, that'll be your motion.

COUNCILMEMBER SUGIMURA: Legacy.

CHAIR LEE: To, to, well, legacy too. Okay.

COUNCILMEMBER KING: Chair, I just--

CHAIR LEE: Yes, Member King.

COUNCILMEMBER KING: --we have to, we have to be careful when we start listing our Committees; it's going to start sounding like a sentence. Cause now we have CARE, and we have IT, and we have GREAT.

CHAIR LEE: Give GREAT CARE to IT. Alright. Alright.

Let's see. All those in favor of that motion to change the name of the Committee to GREAT and name the Vice-Chair, Vice-Chair Rawlins-Fernandez, say "aye" and raise your hand.

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

NOES: NONE.

CHAIR LEE: Okay. Nine "ayes", zero "noes"; motion carries.

That's five.

COUNCILMEMBER SUGIMURA: Could be fun.

CHAIR LEE: Yes, Ms. Paltin. Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair Lee.

I'D LIKE TO KEEP THE NAME AND EVERYTHING THE SAME  
WITH THE PLANNING AND SUSTAINABLE LAND USE  
COMMITTEE AND NOMINATE MEMBER KING TO BE THE  
VICE-CHAIR.

CHAIR LEE: Okay.

COUNCILMEMBER KING:

SECOND.

CHAIR LEE: Second. Moved by Member Paltin, seconded by Member King, to leave the Planning and Land Use, Sustainable Land Use Committee the same name with the Vice-Chair of Member Kelly King.

Okay. Discussion, Member Paltin?

COUNCILMEMBER PALTIN: Thank you. And, you know, I already have kind of an ambitious schedule, hoping to receive the draft update community plan sometime this month. And hoping to pass it out before budget. So, I invite all the Members to stay on PSLU this time, if they so choose. I know we're not doing that part now, but I just wanted to extend the invitation. And yea, and then, you know, the faster that we can do that, the faster the Long-Range Planning Division can focus all of their efforts on South Maui, which is next. Thank you.

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

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

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Okay, six down, three to go; two to go.

Yes, Member Kama.

COUNCILMEMBER KAMA: Thank you, Chair.

SO, I MOVE TO AMEND RESOLUTION 21-4, AS FOLLOWS:

TO BE ABLE TO STRIKE "PARKS AND HUMAN CONCERNS  
COMMITTEE", OR "PHC", THROUGHOUT AND TO INSERT  
"HUMAN CONCERNS AND PARKS COMMITTEE (HCP)",  
THROUGHOUT THE DOCUMENT.

Also, on page--

CHAIR LEE: Okay.

COUNCILMEMBER KAMA: Do you want to just take that one first? I have others.

CHAIR LEE: Oh, no, no, no, no. How many--

COUNCILMEMBER KAMA: That's the only one.

CHAIR LEE: What about your vice, what about your Vice-Chair?

COUNCILMEMBER KAMA:

MS. YUKI LEI SUGIMURA; NOMINATING HER.

COUNCILMEMBER SUGIMURA:

THANK YOU. I ACCEPT.

CHAIR LEE: Okay, then, you have further amendments?

COUNCILMEMBER KAMA: Yes.

CHAIR LEE: Okay.

COUNCILMEMBER KAMA:

AND ON PAGE FOUR, THE FOURTH BE IT FURTHER  
RESOLVED PARAGRAPH, RELATING TO THE  
"ENVIRONMENTAL, AGRICULTURAL, AND CULTURAL  
PRESERVATION COMMITTEE (EACP)," TO INSERT ITEM  
"G. ANIMAL MANAGEMENT."

AND THEN ON PAGE FIVE, SIXTH BE IT RESOLVED  
PARAGRAPH, UNDER THE PROPOSED "HUMAN  
CONCERNS AND PARKS COMMITTEE (HCP)," LETTER "A",  
TO STRIKE THE WORDS "AND ANIMAL MANAGEMENT."

So, it's giving animal management to EACP Committee.

CHAIR LEE: Okay. Before we vote on it, let's check with the EACP Committee Chair Sinenci.  
Is moving animal management to your Committee acceptable to you?

COUNCILMEMBER SINENCI: I, I believe Member King had proposed environment to the  
CAR Committee, to her newly CARE Committee. So, if it's okay with Member King.

CHAIR LEE: Oh, alright. Alright.

Yes, Ms., Member King.

COUNCILMEMBER KING: Yea, if that's the, what the reason that Ms. Kama was, is  
proposing, I'm happy to take that on. . . . I have a little bit of background in that.

CHAIR LEE: Okay, so, so, Member Kama, we're, the motion would be really to move the  
animal management matter to the CARE Committee.

COUNCILMEMBER KAMA: So, it's going to CARE?

CHAIR LEE: Yea, not to EACP. Okay?

COUNCILMEMBER KAMA: Okay.

CHAIR LEE: So, we have your name change. We have your Vice-Chair. And you moved one subject matter to CARE.

COUNCILMEMBER KAMA: Correct.

CHAIR LEE: The animal management.

COUNCILMEMBER KAMA: Correct.

CHAIR LEE: Okay. Any more discussion? If not, all those in favor of the motion to make those changes, please say "aye", raise your hand.

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

NOES: NONE.

CHAIR LEE: Okay, nine "ayes", zero "noes"; motion carries.

ACTING COUNTY CLERK: Excuse me, Chair.

CHAIR LEE: Yes.

ACTING COUNTY CLERK: Was there a second on that motion?

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: Yes, I--

ACTING COUNTY CLERK: The amendments.

CHAIR LEE: I, I, I thought Ms. Sugimura did second it.

ACTING COUNTY CLERK: Thank you.

CHAIR LEE: Okay, so motion carries.

So, then, we're done with that one. So, are we down to Mr. Sinenci's? One, two, three.

Mr. Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair.

OKAY, I MOVE TO AMEND RESOLUTION 21-4. DO I  
EXPLAIN? OH, TO AMEND, TO AMEND FROM  
"ENVIRONMENTAL, AGRICULTURAL, AND CULTURAL  
PRESERVATION COMMITTEE", TO THE "AGRICULTURE  
AND PUBLIC TRUST COMMITTEE (APT)".

CHAIR LEE: Okay.

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: Alright. You know, water does come under public trust. But, but not, not the infrastructure part.

COUNCILMEMBER SINENCI: Right.

CHAIR LEE: So--

COUNCILMEMBER SINENCI: Okay. Right. And--

CHAIR LEE: Do you want some time to think of a new acronym?

COUNCILMEMBER SINENCI: Okay. Yea, let me take a quick recess.

CHAIR LEE: Okay. How about we, we take a ten-minute break? And then everybody think of ideas to help Member Sinenci, because, you know, this was, I suppose, a surprise to him. And, you know, it would be nice for him to get a great acronym also. Okay?

Meeting adjourned, I mean not adjourned, but in recess, ten minutes.



(THE MEETING WAS RECESSED BY THE CHAIR AT 3:29 P.M., AND WAS RECONVENED AT 3:45 P.M., WITH ALL MEMBERS PRESENT.)

CHAIR LEE: Will the Maui County Council organizational meeting please reconvene.

Hello, everybody, again. So, we are so excited and in suspense, Mr. Sinenci, to hear what you came up with.

COUNCILMEMBER SINENCI: Thank you, Chair. We didn't have too many changes. However, and, and e kala mai our office because part of us being in, in having this real background is that we didn't receive a lot of the emails, including some of the ASF's. In particular, Member Sugimura's ASF, where she had already moved a lot of the Water Department and all of those things into the EACP Committee. And so, a question we had, Chair, was for the Council Services about the infrastructural portion of water. Are, are they, we . . .

CHAIR LEE: Is that a question to Member Sugimura?

Member Sugimura.

COUNCILMEMBER SUGIMURA: Yea, so--

COUNCILMEMBER SINENCI: Or to, or to Ms. Fuji, or to Ms. Fujita. Because we weren't sure if, with the public trust title, it applies to the management of all water, which includes water infrastructure and source transmissions. So, we did want to get Ms. Fujita to go ahead and respond if infrastructure was already part of the public trust.

CHAIR LEE: Ms. Fujita, are you on the call?

ACTING DIRECTOR OF COUNCIL SERVICES TRACI FUJITA: Yes, I am.

CHAIR LEE: Okay.

ACTING DIRECTOR OF COUNCIL SERVICES: So, I think the important thing is to have water included in the duties, which I believe is, that was the proposal. It doesn't necessarily have to be in the title, but I think that historically, I think water, you know, the word water has appeared in a committee name, so I think that's kind of, you know, kind of why that suggestion was made to add water to the title of your Committee. But if you don't want to have that word in there, you don't have to. It's in the duties, so that's, that's the main thing.

COUNCILMEMBER SINENCI: I think, and, and Members, you know, listening to some of the testimony this morning and just having a more, you know, a larger scope of water. When it comes to the public trust, on the concept of public trust dates back thousands of years to Roman law and is recognized in our own Hawaii Constitution. The, the Hawaii Supreme Court describes Hawaii's public trust doctrine as providing for the conservation and protection of Hawaii's natural beauty and natural resources. And this concept mandates us to take great care with our water resources.

The Hawaii State Constitution states, in Section 7, Article XI, that the waters of the State are held for the benefit of the citizens of the State. It is declared that the people of the State are the beneficiaries and have the right to have the waters protected for their use. So, I think with water policies, you know, not all the groups have had a seat at the table. There's been a long history of disenfranchisement of the varied communities that have water resources.

So, I think, so that the broader, the broader perspective of the, the public trust encompasses large, more than just water. I think that, as far as infrastructure, we could go into the committee's description, duty descriptions to, to address some of the, cause some of that infrastructure is still infrastructure, I don't know if all water infrastructure is still under Yuki.

Ms. Fujita.

ACTING DIRECTOR OF COUNCIL SERVICES: Yes. I believe the proposal was to remove water altogether, right, from the WIT Committee?

COUNCILMEMBER SINENCI: Correct.

ACTING DIRECTOR OF COUNCIL SERVICES: Right. So, so--

COUNCILMEMBER SINENCI: So, for example--

ACTING DIRECTOR OF COUNCIL SERVICES: Committee would note--

COUNCILMEMBER SINENCI:

FOR EXAMPLE, THE CHANGES IN OUR DUTIES, WE WOULD STRIKE THE "ISSUES RELATING TO THE PROTECTION, PRESERVATION, AND ENHANCEMENT OF THE ENVIRONMENT, INCLUDING RECYCLING." THAT WAS GOING TO GO TO THE CARE, THE NEWLY FORMED CARE COMMITTEE.

WE WERE GOING TO ADD, UNDER "D. THE ISSUES RELATED TO ARCHAEOLOGY, PRESERVATION OF CULTURAL RESOURCES, AND PERPETUATING HAWAIIAN CULTURE."

UNDER "E. THE ISSUES RELATING TO ECOLOGY, INCLUDING THE RELATIONSHIPS BETWEEN ANIMALS, PLANTS, AND OTHER LIVING ORGANISMS WITH THEIR PHYSICAL SURROUNDINGS, SUCH AS IN FORESTS, WATERSHEDS, STREAMS, AND RIPARIAN ENVIRONMENTS".

AND THEN "F." WOULD BE, I GUESS, THE "OVERSIGHT OF THE DEPARTMENT OF WATER SUPPLY AND THE DEPARTMENT OF AGRICULTURE".

SO, THOSE WOULD BE THE CHANGES TO THE COMMITTEE DUTIES AND DESCRIPTIONS.

COUNCILMEMBER SUGIMURA: Did we get an ASF on that, Shane?

CHAIR LEE: Member King.

COUNCILMEMBER KING: Yea, I just wanted, Member Sinenci had suggested earlier that I take animal management. So, but you just mentioned animal management, so do you want that in your Committee?

COUNCILMEMBER SINENCI: On, yea, that, that could go to yours, to the environmental committee.

COUNCILMEMBER KING: Okay. Cause I thought you just, I thought that was in the description you just read. So, I'm good either way. I just wanted to make sure if you want, if you wanted it to put into your Committee, I'm happy to relinquish it back to you. But if not, I can keep it in mine.

COUNCILMEMBER SINENCI: That'll be fine, Member King.

COUNCILMEMBER KING: Okay.

CHAIR LEE: So, Mr. Sinenci, are you saying that you want all of water or a portion of water?

COUNCILMEMBER SINENCI: We'll take all of water.

CHAIR LEE: Okay.

COUNCILMEMBER SINENCI: But we didn't want, we didn't want the name water. We wanted to, a larger over encompassing item--

CHAIR LEE: Okay.

COUNCILMEMBER SINENCI: --in public trust.

CHAIR LEE: Okay. That's fine. Alright, any more discussion on this? Oh, so the name is going to be "APT"?

COUNCILMEMBER SINENCI: Yes, Chair.

CHAIR LEE: Okay. And your Vice-Chair is Member Tamara Paltin?

COUNCILMEMBER SINENCI: If she'll still have it.

COUNCILMEMBER KING: I don't see her on the call. I don't see her on the meeting.

CHAIR LEE: Does anybo--

COUNCILMEMBER KING: Oh, there she is.

CHAIR LEE: Does anyone not have a Vice-Chairmanship? Does anyone not have one?

COUNCILMEMBER SUGIMURA: Gabe.

CHAIR LEE: Now, how did that happen?

COUNCILMEMBER KING: Because Tamara went, because Tamara was Budget Vice-Chair, and then she went to Shane's Vice-Chair. So, now Gabe doesn't have a, a place.

CHAIR LEE: Okay, I see.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. If Member Paltin wants to be Vice-Chair of Member Sinenci's Committee, I would be happy to have Member Johnson be Vice-Chair of Budget.

CHAIR LEE: Okay. Great. Everybody agree to that? Wonderful.

So, now do we have anybody without a Vice-Chairmanship?

COUNCILMEMBER KING: No, but I have a question.

CHAIR LEE: Wait. Okay, first, Vice-Chair Rawlins-Fernandez, then Member King.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. So, it's not official until I make the motion to amend the resolution after we take the vote from Member Sinenci. I just wanted to make sure that we don't miss that part of it. So, I'll make the motion at the appropriate time. Mahalo, Chair.

CHAIR LEE: Alright. Member King and then Member Paltin.

COUNCILMEMBER KING: Okay, so my question is just about Member Sinenci's Committee. So, we're taking out the words "cultural preservation", because that's in the idea of the public trust? Is that what we're doing? Cause you said APT.

COUNCILMEMBER SINENCI: Yes.

COUNCILMEMBER KING: Sounded like. So, the cultural preservation, I just wanted to make it clear that that's inherent in the public trust issue. Okay.

COUNCILMEMBER SINENCI: And, and in our committee description under "d." is the "Issues relating to archaeology, preservation of cultural resources, and perpetuating the Hawaiian culture."

COUNCILMEMBER KING: Okay, great. Now, we have another word, "APT".

CHAIR LEE: APT. Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. I just wanted to give Member Johnson the choice. I'm okay with either one, so I'd like to give him the choice of which one he like, he would like.

CHAIR LEE: Mr. Johnson.

COUNCILMEMBER JOHNSON: Well, now you put me in a pickle, because I love, I love it. I love agriculture. I love everything that you guys have just added. And I feel that your experience on the budget might kind of outshine mine. So, I'm kind of leaning for

Councilmember Shane Sinenci's. If it doesn't matter with you, but I'm humbled to be of servant on any Vice-Chair Committee, so.

CHAIR LEE: Ms. Paltin.

COUNCILMEMBER PALTIN: I'll, I'll--

CHAIR LEE: What's your decision.

COUNCILMEMBER PALTIN: I'll defer to Member Johnson, cause, you know, he has a lot of ag knowledge and.

CHAIR LEE: Okay. So, the Vice-Chair will be Mr.--

Oh, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I think, I think that the decision would be for the Chair to make, if I'm not mistaken. If that's the precedence that we're setting is the Committee Chair would choose who his vice, or his or her Vice-Chair would be. So, I just following in the format that you set, Chair.

CHAIR LEE: I know, but--

COUNCILMEMBER SINENCI: We'd love to have--

CHAIR LEE: I, I always set formats that you folks don't follow.

Okay, so, so I see Member Sinenci's hand up.

COUNCILMEMBER SINENCI: Yes. I'd love to have newly elect Councilmember Johnson part of the team. Mahalo.

CHAIR LEE: Okay.

COUNCILMEMBER SINENCI: As vice, Vice-Committee Chair.

CHAIR LEE: Okay. Alright. So, we go back to you Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. So, after we vote on Member Sinenci's motion, then I'll make the motion. Oh, I won't need a motion anymore, because Member Paltin will, is already Vice-Chair for BFED. Mahalo, Chair.

CHAIR LEE: Alright. My job is to make sure we end, end this meeting still friends.

Okay, all those in favor of Mr. Sinenci's motion to change the Committee name to APT, right, APT, and his Vice-Chair as Member Gabe Johnson. Cause you made that motion, and who seconded it?

COUNCILMEMBER KING:

I DID.

CHAIR LEE: Okay. Ms. King seconded it.

COUNCILMEMBER KING: Yea, I'll, I'll accept all the changes that we've made since I seconded it.

CHAIR LEE: Okay. So, everybody's clear on the motion?

COUNCILMEMBER KING: . . . supposed to go with "PTA" instead of "APT", because you are a teacher.

CHAIR LEE: PTA; that's pretty good. That's pretty good.

Okay, all those in favor, raise your hand, say "aye".

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

NOES: NONE.

CHAIR LEE: Okay, motion carries; nine "ayes"; unanimously.

Wow, okay, that takes care of all the Committees. Now, and indirectly, a lot of you, you know, described your Committees, but we can go through the formality of that.

Yes, Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you, Madam Chair. I had an ASF for the Economic Development and Budget Committee. So, whenever you deem it appropriate, I'd like to propose it on the floor.

CHAIR LEE: Okay. This is for the description? The role and duties?

COUNCILMEMBER MOLINA: Yea, correct.

CHAIR LEE: Oh, okay. Okay, let me go to the, the Chair of that Committee, first. Do you have any amendments for your Committee?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I don't have any amendments to the Committee. I'm happy to hear what Member Molina has in store for us.

CHAIR LEE: Member Molina.

COUNCILMEMBER MOLINA: Okay, thank you. And thank you, Vice-Chair Rawlins-Fernandez. I hope you're happy after you hear what I'm proposing. But, you know, you know, currently right now, there's nothing in the EDB Committee duties about the COVID pandemic. And of course, during the previous term, EDB reviewed COVID pandemic relief, assistance and along with monitoring of State and Federal funding. And it appears for the near future, COVID is going to be a reality for all of us to address. So, I, I believe it's time for us to include COVID assistance and review as part of the COVID, the EDB Committee duties.

SO, THEREFORE, I WOULD ASK THE COUNCIL TO  
CONSIDER PLACING A REFERENCE TO THE COVID  
PANDEMIC WITH WHAT I HAVE AS FOLLOWS: ADDING A  
SECTION "I" AND READING AS FOLLOWS:

"CONTINUED REVIEW AND ASSESSMENT OF COVID RELIEF  
FUNDING AND ASSISTANCE PROGRAMS WHILE  
PROMOTING ASSISTANCE TO THOSE INDIVIDUALS AND  
BUSINESSES WITH THE MOST NEED".

So, that is my proposal, to add an additional duties if you will. Since, I'm sure, the Budget Committee will continue to discuss COVID--

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

COUNCILMEMBER MOLINA: --matters. So, that is my motion.

VICE-CHAIR RAWLINS-FERNANDEZ: Second.



CHAIR LEE: Oh, sounds like she agrees. Moved by Member Molina.

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

CHAIR LEE: Seconded by Vice-Chair Rawlins-Fernandez to add the additional duties to the BFED Committee.

Any more discussion?

COUNCILMEMBER MOLINA: No further discussion, Madam Chair. Thank you.

CHAIR LEE: Okay. Member King.

COUNCILMEMBER KING: I just have a question. Is that, is this, this item was originally put on every Committee. Is that still there or did that all get filed at the end of the year? Not the particular item the way Mr. Molina described it, but the COVID issues?

CHAIR LEE: You will probably, a lot of the old items have been filed, so you would need to reactivate that on your Committees. Okay?

COUNCILMEMBER KING: Okay. Okay, thank you.

CHAIR LEE: Alright. All those in favor of the motion, say "aye", raise your hand.

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

NOES: NONE.

CHAIR LEE: Okay, motion carries; 9-0.

Any more amendments to the BFED Committee? So, Vice-Chair Rawlins-Fernandez, are you, we're going to go right down the list, or you want to vote on your Committee to try to finalize it now, or do all at once?

VICE-CHAIR RAWLINS-FERNANDEZ: If, everyone made their, mahalo, Chair. If everyone made their motions to amend, all the names of the Committees and the kuleana, then I, I think we could--

CHAIR LEE: Okay, let me check.

VICE-CHAIR RAWLINS-FERNANDEZ: --just vote on the main motion.

CHAIR LEE: Does anyone have any additional duties or responsibilities or deletions of responsibilities to make at this time before we vote on the Chair, the Vice-Chair, and the Committees?

Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. After everyone lets us all know if they, they're done with their amendments for names of the Committees and their kuleana, would you like us to then take up voting and non-voting membership?

CHAIR LEE: Yea, after we vote on the, on the Committees, yea. Right?

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, okay. I think, I think we did. We took them all in chunks, so--

CHAIR LEE: No, no, no, but, but we have to find out if anybody wants to add or delete anything. I'm not sure that, like Mr. Molina had something. Does anybody else have something? Okay, then all the changes we've made to each Committee will, you know, pretty much stand.

Now, we can talk about the membership. Let's start, let's go in order of how all of you made your motions. The first one was BFED. And that is Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

SO, I MOVE TO MAKE MYSELF A NON-VOTING MEMBER, I GUESS. I DON'T KNOW HOW WOULD YOU LIKE ME TO FRAME THAT MOTION. A NON-VOTING MEMBER OF NUMBER 6--

CHAIR LEE: Of your Committee?

VICE-CHAIR RAWLINS-FERNANDEZ:

--PARKS AND HUMAN CONCERNS COMMITTEE.

I think we amended the name of that one, though, yea? Okay, I, I'm sorry. Member Kama, what was it again?

COUNCILMEMBER KAMA: The Committee was Human Concerns and Parks.

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, got it. Mahalo. Okay.

SO, A NON-VOTING MEMBER OF HUMAN CONCERNS AND  
PARKS. AND A NON-VOTING MEMBER OF THE CLIMATE  
ACTION, AND RESILIENCY, AND ENVIRONMENTAL  
COMMITTEE.

CHAIR LEE: Okay.

Yes, Pro Tem Kama.

COUNCILMEMBER KAMA:

SO, I WOULD LIKE TO REMOVE MYSELF FROM THE CARE  
COMMITTEE AND THE PSLU COMMITTEE.

CHAIR LEE: Okay, next.

Yes, Member King.

COUNCILMEMBER KING:

I WOULD LIKE TO BE A NON-VOTING MEMBER OF THE HCP,  
THE HUMAN CONCERNS AND PARKS COMMITTEE.

CHAIR LEE: Anybody else?

Yes, Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you, Madam Chair.

I'D LIKE TO BE REMOVED BY FROM THE HCP COMMITTEE.

And Madam Chair, at some point, I'd like to just throw out for consideration, years ago, I think you can remember, I guess we're the old timers, we, we used to have five Member Committees too if the Members would like to consider that. We, so you can have, you know, be off of two Committees, cause some of us have busy Committees, we could focus on other things. So, anyway, when that, you feel it's

appropriate to have that discussion, I'd like to put that out for consideration. But for now, I'd like to be removed from the HCP.

CHAIR LEE: Alright. Anybody else?

Yes, Ms. Sugimura. Can't hear you.

COUNCILMEMBER SUGIMURA: I'm muted.

NUMBER, ITEM, COMMITTEE 4, WHICH IS THE APT  
COMMITTEE; I'D LIKE TO BE A NON-VOTING. THAT'S IT.

CHAIR LEE: Yes, Mr. Johnson.

COUNCILMEMBER JOHNSON:

I PERSONALLY WOULD PREFER TO REMOVE MYSELF  
FROM IT AND PHC [S/C], IF POSSIBLE.

CHAIR LEE: Oh, you mean, HC and P?

COUNCILMEMBER JOHNSON: Yes, sorry. I'm still learning the acronyms.

CHAIR LEE: Alright.

Yes, Ms. Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair.

I'D LIKE TO CONTINUE ON, ON ALL THE COMMITTEES AS I  
WAS LAST TERM.

And, just wanted to make a plea. Maybe if Members wanted to have Planning and Sustainable Land Use be a nine Member Committee up until we get through the West Maui Community Plan. Or if they're non-voting members, if, if they would follow us, so if we are able to pass it out of Committee before budget, it won't need to be discussed at first and second reading, that all Members will be on the same page. And part of, I'm, I'm not trying to rush it through, but, you know, we are about 14 years behind there. And if we're talking about expediting the community plan, it needs to begin with us.

Once the Planning Department hands it over to us, I think they will share that between the Community Plan Advisory Committee and the Planning Commission, there's only

about 15 percent of the document that is substantive change. So, that would just be my plea, if, if Members, whether they're voting or non-voting, would, would participate in that first section so that, you know, we're ready to go at first and second reading. And, and hopefully we can expedite through.

CHAIR LEE: Okay. And you bring up a good point, because it's fine if you want to be a non-voting member of a Committee. But when the, when the item goes to Council, please don't take that as your opportunity to treat it as a committee item, yea. You have to be following all of this on your own. And, because it's, the Council meeting is not meant to be a Committee meeting at all.

Okay. Member King.

COUNCILMEMBER KING: Yea, thank you, Chair. It sounds like where we're at right now is that Member Paltin has, and myself as Vice-Chair, we have eight people on that Committee. So, that could be a problem, because you still need five for a quorum. And so, we can't get the five to show up. You know, when I was Planning Committee Chair, we, we have a term with a lot of absences. And there were times when I couldn't even get a, have a meeting because we couldn't get a quorum with the seven people; so, with five of the seven people. So, you know, I think that's one of the advantages of having seven, because you only need four for a quorum and you could still move ahead.

And I understand, you know, because I was calling up other Members who weren't on the Committee and asking them is there any questions you have. You know, that please don't, you know, let me bring this to Council and we have to go through, do everything again. So, I understand that part of it. But I also, I also think getting through it means that we have to have a quorum. So, that would be a concern that we have now eight voting Members.

CHAIR LEE: Okay. We're not done yet. I'm, I'm going to plug myself where you need a body. And I'm going to remove myself when you don't need a body. So, I'm not, I'm not done yet. But let's just say that BFED has to be nine. And GREAT needs to be nine as well. But the rest don't have to be nine. They can be seven or five.

Okay, so, right now, for HC and P, we have five.

For CARE, we have seven.

For PSLU, we have eight. Now, I, I'd take my name off if that's what's needed, then you would have seven. Okay? So, I'll put my name there then.

Now, for APT; APT, there's only eight. Can we, does anybody want to drop off, drop out of APT? Okay.

Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. So, right now, we have several Members that are serving on all Committees. Is that the Members, I mean, I know Member Paltin expressed her desire to be on all, the other Members?

CHAIR LEE: Are you? Okay, Mr. Sinenci, were you just waving at me? You went like that. What does that mean?

COUNCILMEMBER SINENCI: I, I haven't gone yet, so.

CHAIR LEE: So, are you saying you want to drop out of one of these? No?

COUNCILMEMBER SINENCI: I was, I wanted to remain in PSLU. And drop out of the IT Committee, only because now I've got some extra duties from that Committee.

CHAIR LEE: Okay. Okay, so now IT has seven. And everybody's okay. Well, one, two, three, four, five. Okay, we need somebody to drop out of APT. You'll drop out of? Okay. Member Kama. GET *[sic]* and BFED are nine Member Committees. We're missing one Committee. One Committee has nine.

COUNCILMEMBER KING: Is that Affordable Housing?

CHAIR LEE: Yea--

COUNCILMEMBER SUGIMURA: Affordable Housing has nine?

CHAIR LEE: --Affordable Housing, has nine. Okay, everybody wants to stay on that one?

Yes, Member King.

COUNCILMEMBER KING: Yea, I was just going to say that I thought we had nine last year as well, because everybody wanted to be on that Committee. So, that one, and GET *[sic]*, and Economic Development. I mean, I think, I think the Infrastructure Committee as well, but it sounds like two people are dropping off of that. So, that's, that was my understanding is everybody wants to be on the Affordable Housing Committee.

CHAIR LEE: Okay. So, now the way it stands we have three 9-Member Committees; GREAT, BFED, and Affordable Housing. Okay, now on Human Concerns and Parks, it's a 5-Member Committee. CARE is a 7-Member Committee. PSLU is a 7-Member Committee. APT is a 7-Member Committee. And IT, you guys I tell you, is a 7-Member Committee. IT, APT, okay. Alright. Any changes?

COUNCILMEMBER SUGIMURA: Isn't Planning, Sustainable Land Use an 8-Member Committee, or did you take yourself out of it? I only have Tasha Kama.

CHAIR LEE: I took myself out.

COUNCILMEMBER SUGIMURA: Oh, you did?

CHAIR LEE: I took, I took myself out of it so it wouldn't be eight.

COUNCILMEMBER SUGIMURA: Okay, so seven.

CHAIR LEE: Unless, Ms., unless Member Kama wants to go back on it, then I'll go back on it.

COUNCILMEMBER SUGIMURA: Oh, I see. Okay.

CHAIR LEE: Up to you.

COUNCILMEMBER SUGIMURA: So then that's two, seven.

COUNCILMEMBER PALTIN: I'll be gentle with you if you come back.

CHAIR LEE: Ms. Kama, do you want to go back to PSLU? You know Ms. Kama, I have to say, you know, we need to really work on the West Maui Community Plan.

COUNCILMEMBER KAMA: Yea. Yea.

CHAIR LEE: And it's hard when you're a nonmember.

Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I was just going to bring back up the idea that Member Paltin had thought of earlier. If we end up with an even number, we can amend the Rules when we get to a GREAT Committee meeting to, if there's a tie that the Chair would not vote. Or, you know, we could come up with a creative solution if we have an even number.

CHAIR LEE: Well, actually we don't have an even number now, because both Member Kama and I are going to go back on the PSLU. Because I, I really would like to be involved with the West Maui, every community plan actually.

Anybody else? So, we have, we're all set for all the Committees; one, two, three, four, five, six, seven, eight. Okay?

COUNCILMEMBER MOLINA: Chair.

CHAIR LEE: Yes, Mr. Molina.

COUNCILMEMBER MOLINA: Chair, sorry, I, I, can you again run down the number of Members per Committee as you did earlier?

CHAIR LEE: Okay. Alright.

COUNCILMEMBER MOLINA: Sorry, I missed a couple.

CHAIR LEE: Human Concerns and Parks – 5. CARE – 7. PSLU – 9. APT – 7. GREAT - 9. BFED – 9. IT – 7. And AFH, that's Affordable Housing, is 9.

COUNCILMEMBER MOLINA: Thank you.

CHAIR LEE: Okay. We're all set. Ready to go. So, everybody ready for the vote? Any more amendments? No more amendments. All those in favor of the motion, well, the amendments to amend the main motion, say "aye" and raise your right hand.

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

NOES: NONE.

CHAIR LEE: Okay. Alright. Nine "ayes", zero "noes"; motion carries. Alright, everybody. Very good. Very good.

VICE-CHAIR RAWLINS-FERNANDEZ: The, we have the main motion.

COUNCILMEMBER KING: Motion.



CHAIR LEE: Okay. Ready, set, all those in favor of the main motion as amended, say "aye", raise your hand.

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

NOES: NONE.

CHAIR LEE: Nine "ayes", no "noes"; motion carries.

Very good. Well, that takes care of the Committees, yea.

Mr. Johnson, you cannot change your mind.

Alright, Madam Clerk, where are we now?

ACTING COUNTY CLERK: Thank you, Chair. We're on item J.

RESOLUTION  
NO. 21-5

ADOPTING THE RULES OF THE COUNCIL

BE IT RESOLVED by the Council of the County of Maui that it does hereby adopt the Rules of the Council as set forth in Exhibit "A," attached hereto and made a part hereof.

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

VICE-CHAIR RAWLINS-FERNANDEZ:

I MOVE TO ADOPT RESOLUTION 21-5.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Okay, moved by Vice-Chair Rawlins-Fernandez, seconded by Member Sugimura, to adopt the resolution.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. So, my staff and I went through the Rules of the Council with a fine-tooth comb with OCS staff. And I believe we came up with over 40 amendments to the Rules of the Council. But because we don't want today's meeting to go till midnight, I thought it most appropriate to hold off on those amendments till we get to a GREAT Committee meeting, and, and then that way we can discuss those amendments there.

But for today, I, I have three amendments that will be necessary for Council to operate in the event that the Governor does not reinstate his emergency proclamations, suspending certain rules that has given the Council flexibility to operate as we have been during this pandemic. And I, you know, encourage other Members to hold off on making amendments to the Rules if it's not time sensitive. So, these are time sensitive.

There's a ASF that the Clerk's should have emailed to everyone at this time. I will make the amendment. There's three, so I'll, I can, I can do them one at a time, or if Members would like me to do them altogether, I can do that.

CHAIR LEE: Okay. Let's check if they have that information.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. The first one is really easy. Okay, Member Paltin has it, so I'll just, I'll do them one by one then.

THE FIRST ONE IS ON RULE 2.B., REGULAR MEETINGS. AND IT IS TO HAVE IT READ: REGULAR MEETINGS ARE COUNCIL MEETINGS THAT ARE SCHEDULED ON THE APPROVAL, ON THE APPROVED ANNUAL COUNCIL CALENDAR. AND THEN, STRIKE "OF THE COUNCIL SHALL BE HELD IN COUNCIL CHAMBERS AT THE COUNTY BUILDING, WAILUKU, HAWAII, TWICE A MONTH. IF THE REGULAR FRIDAY MEETING DATE IS A HOLIDAY OR IS IN CONFLICT WITH AN IMPORTANT PUBLIC EVENT, THE CHAIR MAY RESCHEDULE THE REGULAR MEETING DATE EITHER FOR THE PRIOR BUSINESS DAY OR FOR THE SECOND BUSINESS DAY FOLLOWING SUCH FRIDAY. THE COUNCIL BY RESOLUTION OR, IN EXCEPTIONAL CIRCUMSTANCES, THE". SO, STRIKE ALL OF THAT. AND

THEN I'LL START THE SENTENCE WITH "THE CHAIR MAY  
RESCHEDULE A REGULAR MEETING FOR A DIFFERENT  
DATE OR PLACE WITHIN THE SAME MONTH".

So, that's that motion. If I can get a second.

COUNCILMEMBER KING:

SECOND.

COUNCILMEMBER SUGIMURA: Second.

CHAIR LEE: Okay, moved by Vice-Chair Rawlins-Fernandez, seconded by Member King, to  
amend the Rules.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. The Charter does not require regular  
meetings to be held in the County Building. And given the Governor's temporary  
suspension of Sunshine Law, which enables the Council to use interactive conference  
technology, regular meetings are currently held virtually. So, so that we can continue  
meeting virtually, that's what this amendment is to do. Mahalo, Chair.

CHAIR LEE: Okay, further discussion?

I believe Member Molina had a similar proposal. Does that cover your proposal,  
Mr. Molina?

COUNCILMEMBER MOLINA: Sorry, Madam Chair. Had a little slight technical difficulty here.  
My ASF had more, was related to adding language under, under Rule 2.B., as it relates  
to COVID meetings, or, or, anyway, it's not quite the same as what Member Rawlins  
is proposing.

CHAIR LEE: Okay. So, we'll just stay with yours.

COUNCILMEMBER MOLINA: Yea, and then--

CHAIR LEE: But we'll stay with her recommendation.

COUNCILMEMBER MOLINA: Yea.

CHAIR LEE: And not try to combine them. Alright.

COUNCILMEMBER MOLINA: Thank you.

CHAIR LEE: Any further questions on Vice-Chair Rawlins's, Fernandez's motion? Okay, all those in favor of the motion say "aye", raise your hand.

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

NOES: NONE.

CHAIR LEE: Okay, nine "ayes", zero "noes"; motion carries.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

THE SECOND IS TO AMEND RULE 5 TO INSERT THE UNDERLINED NEW SECTION F AS FOLLOWS: "F. QUORUM IN MEETINGS HELD BY INTERACTIVE CONFERENCE TECHNOLOGY. FOR MEETINGS HELD BY INTERACTIVE CONFERENCE TECHNOLOGY, A COUNCILMEMBER IS PRESENT FOR THE PURPOSES OF ESTABLISHING QUORUM IF THE COUNCILMEMBER CAN SIMULTANEOUSLY HEAR AND SEE OTHER VOTING COUNCILMEMBERS WHILE ALSO BEING SEEN AND HEARD BY THEM. WHEN A COUNCILMEMBER'S VISUAL CONNECTION IS BRIEFLY INTERRUPTED DURING A MEETING, QUORUM IS NOT LOST IF THE COUNCILMEMBER IS ABLE TO PROVIDE THE PRESIDING OFFICER WITH AN IMMEDIATE AUDIBLE ASSURANCE THAT THE COUNCILMEMBER IS PRESENT AND ABLE TO PARTICIPATE.

COUNCILMEMBER KAMA:

SECOND.

CHAIR LEE: Okay. Moved by Member Vice-Chair Rawlins-Fernandez, seconded by Member Kama, to make another amendment to the Rules.

Further discussion? Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Lack of quorum or losing quorum during an in-person meeting is clear. During meetings held by interactive conference technology, the moment at which quorum is lost is sometimes unclear. This amendment addresses that issue. Mahalo, Chair.

CHAIR LEE: Okay. Any more comments, questions? If not, all those in favor of the motion, please say "aye", raise your hand. Aye? Everybody "aye"?

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

NOES: NONE.

CHAIR LEE: Okay, nine "ayes", zero "noes"; motion carries.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Last one.

TO AMEND, I MOVE TO AMEND RULE B, 6.B. TO INSERT A  
NEW SUBSECTION 12 AS FOLLOWS: "12. ASSIGN DUTIES  
AND TASKS PERMISSIBLE BY LAW TO THE DEPUTY  
COUNTY CLERK".

That's the motion.

CHAIR LEE: Second?

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Okay, vice, moved by Vice-Chair Rawlins-Fernandez, seconded by Member Sugimura, to make another amendment to the Rules.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. The Rules of the Council do not refer to the Deputy County Clerk or authorize the County Clerk to assign duties and responsibilities to the Deputy Clerk, nor is it addressed in our Charter. So, this amendment addresses that issue. Mahalo, Chair.

CHAIR LEE: Thank you. I think Kathy thanks you as well, and James. Okay, any, moved by, do, do we have a second? Was that you?

COUNCILMEMBER KAMA: Second.

CHAIR LEE: Okay, Ms. Sugimura. Alright.

Any further comments, questions? If not, all those in favor of the motion, please say "aye", raise your hand.

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

NOES: NONE.

CHAIR LEE: Okay, nine "ayes", zero "noes"; motion carries.

Okay tho--

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: Those were painless. So, you have what, 38 more to propose? Okay.

COUNCILMEMBER MOLINA: 37.

CHAIR LEE: 37. Okay. So, any objections to deferring this, you know, any further amendments?

Oh, Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thanks, Madam--

CHAIR LEE: Did you want to take yours up now?

COUNCILMEMBER MOLINA: Yea, for Rule, this latest matter. We're on Rule 2.B. And I bring this up, because it states that the regular meetings of the Council shall be held in the Council chamber at the County Building, Wailuku, Maui. And of course, since the pandemic has started, we've been operating this way via video conferencing. And it appears that in the near future we're going to be continuing this. And there is no provision, however, in this section that allows for the video conferencing of Council meetings in a pandemic or health crisis. So, therefore, I'd ask that we amend this section to provide the Council more flexibility.

And as you know, we've been videoconferencing since March. And basically, by memorializing this in the Rules it gives the Council more flexibility. You know, we're already doing it. So, if the Members would note that Subsection D of Rule 2 allows for video conferencing for emergency meetings but does not address regular meetings.

SO, THEREFORE, I PROPOSE TO AMEND RULE 2.B. BY ADDING THE FOLLOWING LANGUAGE, AFTER THE FIRST SENTENCE ENDING WITH THE WORD "MONTH". AND IT WOULD READ AS FOLLOWS: LETTER A. "HOWEVER, IN THE EVENT OF A COUNTY, STATE OR FEDERAL EMERGENCY OR SIGNIFICANT HEALTH CRISIS OR PANDEMIC THE COUNCIL MAY CONDUCT MEETINGS VIA VIDEO CONFERENCING."

So, that's my proposed language to insert Rule 2.B.

COUNCILMEMBER LEE: Ms. King. We can't hear you.

COUNCILMEMBER KING: Sorry about that. So, we, we, where you picked up yours, I think we already eliminated part of that sentence with Member Rawlins-Fernandez' amendment.

COUNCILMEMBER MOLINA: There might have been some overlap, yea.

COUNCILMEMBER KING: So, her, her amendment that we just approved after the, after the word "Council calendar", there's a period. And then, it eliminates everything after that up through the word "the", the word "the" that where it says, "the Council by resolution

or, in exceptional circumstances, the", and then that, all of that is eliminated. So, where did you want your sentence to go?

COUNCILMEMBER MOLINA: After the, after the first sentence ending with the word "month".

COUNCILMEMBER KING: That's already out though. The, the first sentence now ends with the word "calendar". Is that what you wanted?

COUNCILMEMBER MOLINA: Oh okay. Well, maybe, maybe it might be easier just to add this to Keani's amendment if that, that'll work.

COUNCILMEMBER KING: Well, well, we already voted on that but yea.

CHAIR LEE: Keani, since you made the first amendment, why don't you help Mr. Molina add in his verbiage if we can.

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo.

CHAIR LEE: Ms., Member King, did you have any more questions or comments?

COUNCILMEMBER KING: No, I just was, he was saying that it should come after the word, the word "month", but we already eliminated that, part of that sentence. So, . . . ends in the word "month". So, maybe it comes after the word "calendar", period.

COUNCILMEMBER MOLINA: Where, wherever its deemed appropriate, Madam Chair. I have no objections.

CHAIR LEE: Okay. Why don't we figure it out right now?

Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Okay, so, we amended Rule 2.B., to read "regular meetings are Council meetings that are scheduled on the approved annual Council calendar." If we would, I intentionally left it vague. But if we would like to put specifically what Member Molina is saying to allow us to meet interactive, after the word "calendar", it would say, it would read, "in the event of a county, state or federal emergency or significant health crisis or pandemic the Council may conduct meetings via video conferencing."

COUNCILMEMBER MOLINA: Sounds good.



VICE-CHAIR RAWLINS-FERNANDEZ: And then, and then it would read, "The Chair may reschedule a regular meeting for a different date or place within the same month." So, that would be the entire, entirety of it.

CHAIR LEE: Okay. Is everybody alright with that amendment?

Yes, Ms. King.

COUNCILMEMBER KING: I just wanted to make sure that we're not saying that we can't hold regular meetings by interactive; that they have to be emergency. Because we're going to be going to the State Legislature asking for the ability to do that even, whether or not the pandemic continues, we wanted to be able to continue to hold interactive meetings. So, if we pass this, it sounds like we're only doing it for emergency or during the pandemic.

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: Well, that is an unintended consequence.

COUNCILMEMBER KING: So--

COUNCILMEMBER MOLINA: If the body feels that might actually, you know, impede our ability to get support from the State Legislature on this, then by all means I'll withdraw it if that's the case.

CHAIR LEE: Ms. Sugimura.

COUNCILMEMBER KING: Yea, I think, I think our direction--

CHAIR LEE: Oh, sorry.

COUNCILMEMBER KING: --is to be able to hold these meetings . . .

COUNCILMEMBER MOLINA: You know what, Madam Chair, maybe we just leave it at, at such, or we can come back to it at a future point.

CHAIR LEE: Okay.

COUNCILMEMBER MOLINA: But I leave it to the body.

CHAIR LEE: Okay. We can do, we can include this, your recommendation in the deferral of this finalizing the Rules. Okay?

COUNCILMEMBER MOLINA: That's fine.

CHAIR LEE: But I saw other two, two hands up. Ms. Sugimura and Ms. Paltin.

COUNCILMEMBER SUGIMURA: Thank you, Chair. So, tying in all the discussions. I understand the intent. So, the reason why we're able to meet the way we are and not in the Council chambers is because of Governor Ige's, I don't know which Emergency Proclamation it is, where he relaxed the Sunshine. So, at some point, if he puts back the Emergency Proclamation for us to go back to Sunshine fully, what happens to this? What is the impact to this? We wouldn't be able to meet as we are.

CHAIR LEE: Well, you know, the pandemic is going to go on for quite a while. And secondly, we are trying to lobby the Legislature to assist us in revising the law so that we are able to opt for this type of meeting. And it doesn't have to be a pandemic, yea.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR LEE: So, that's why we didn't, that's why Member King says, you know, may, perhaps we shouldn't restrict ourselves to an emergency or pandemic.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR LEE: There may be other reasons why if we, if we need to not go to the chambers.

COUNCILMEMBER SUGIMURA: Yea. So, I know it's something that through HSAC we've tried to do this, or to get away from Sunshine. And good luck to all of us. They somehow, Legislature somehow does not support it, but we will see the value of it now with the pandemic.

CHAIR LEE: Right.

COUNCILMEMBER SUGIMURA: So, thank you, Mr. Molina, for withdrawing your, your motion, cause maybe that ties into what Ms. King said about the Legislature.

CHAIR LEE: Ms. King and then Vice-Chair Rawlins-Fernandez.

COUNCILMEMBER KING: Thank you, Chair. And so, I just wanted to let, I, I think reiterate that this, the bill that we'll be supporting through HSAC and through all the Councils is also supported by OIP and Common Cause. So, we have the best chance of getting this passed that we ever had in any other Sunshine Law bill, so you know. I don't have anything, wood to knock on but, you know, I mean. Thank you.

CHAIR LEE: Okay. Good point. Very good point.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I just wanted to speak to Member Sugimura's concern. So, the amendment that we just voted on previously, my amendment, would make it possible within the, our County rules, our Council Rules, to meet online for a regular meeting. It, it leaves it open to do that. Mahalo, Chair.

CHAIR LEE: And all we need is the overriding enabling legislation. Okay, are we ready to vote on the amendments? Oh, no, we're not doing your, your, Mr. Molina's amendment. So, we already voted on Vice-Chair Rawlins-Fernandez amendment.

Members, do you have any objections to deferring any additional changes or amendments to the Rules to a later date?

COUNCILMEMBER SUGIMURA: Oh.

COUNCILMEMBER KING: Chair.

CHAIR LEE: Yes.

COUNCILMEMBER SUGIMURA: I think the--

COUNCILMEMBER KING: Are we, are we leaving the motions open with the amendments we just voted on, or do we need to vote on the main motion and then defer the whole main motion over?

CHAIR LEE: Well, I, I was about to, to do that, but I thought, I thought someone said, oh we've, we already voted on it. So, I guess we haven't.

COUNCILMEMBER KING: Just the amendments.

CHAIR LEE: Yea. Ms. Sugimura, your hand is up again.

COUNCILMEMBER SUGIMURA: Yea, I have a, I have a amendment to Resolution 21-5, relating to adopting the Rules of the Council, because I think by Charter, we need to amend the Rules today, so I would like to propose this. Chair, an Amendment Summary Form was distributed, and it's amending 21-5, Exhibit "A".

CHAIR LEE: Excuse me. Wait, Member Sugimura. I don't know if that we have to make all changes today. But let, let's double-check.

COUNCILMEMBER SUGIMURA: Okay, let's check.

CHAIR LEE: Because you just heard Ms. Rawlins-Fernandez said she had 38 more. So, let, let's see, is David Raatz on the call or Remy Mitchell, Richard Mitchell.

ACTING SUPERVISING LEGISLATIVE ATTORNEY DAVID RAATZ: Thank you, Chair. David Raatz is here. The Charter does provide that at the organizational meeting the Council should adopt its Rules for the upcoming term. But it's not unusual to amend the Rules throughout the course of a term. So, amendments don't, do not all have to be taken up today necessarily. Thank you, Chair.

COUNCILMEMBER SUGIMURA: Nice to see you, David.

ACTING SUPERVISING LEGISLATIVE ATTORNEY: Thank you.

CHAIR LEE: So, David. So, David, would we adopt the Rules, the current rule, existing Rules as amended today and then bring this up at a later time for further amendments?

ACTING SUPERVISING LEGISLATIVE ATTORNEY: Yes. And staff would recommend probably that the matter of the rules, after adoption, be referred to the appropriate standing committee--

CHAIR LEE: Okay. Okay.

ACTING SUPERVISING LEGISLATIVE ATTORNEY: --so the discussion could happen there.

CHAIR LEE: Alright. Thank you.

Yes, Ms. Sugimura. So, Ms. Sugimura, is, is your proposal urgent?

COUNCILMEMBER SUGIMURA: No. But I thought we had to do it today. So, I'm fine. If you're going to refer it to the GREAT Committee for further discussion, that's fine with me. Thank you.

CHAIR LEE: David, is, does this matter have to be referred to a standing committee?

ACTING SUPERVISING LEGISLATIVE ATTORNEY: It doesn't have to be. If, if you want to do the work on the floor of the Council, you could--

CHAIR LEE: No, I was thinking--

ACTING SUPERVISING LEGISLATIVE ATTORNEY: --probably postpone the matter.

CHAIR LEE: I was thinking of a Chair's Committee meeting. So, that wouldn't be, that wouldn't be acceptable? No?

ACTING SUPERVISING LEGISLATIVE ATTORNEY: Normally, they, the Council Chair's meeting is not for legislative deliberations. It, that's really what the standing committees are for.

CHAIR LEE: Okay. So, it would have to then be referred to the GREAT Committee then?

ACTING SUPERVISING LEGISLATIVE ATTORNEY: We believe so, yes.

CHAIR LEE: Okay. I was just trying to spare Mr. Molina, you know. But I guess, I guess we can't help it.

Mr. Molina.

COUNCILMEMBER MOLINA: Yea, I don't know what the intent is as far as the, the time for the rest of today. I've just got a couple more. But in terms of the proposed amendments, if I may ask Member, Council Vice-Chair Rawlins-Fernandez, are, are a lot of them very time sensitive?

VICE-CHAIR RAWLINS-FERNANDEZ: The other 30-something amendments?

COUNCILMEMBER MOLINA: Yea. Do I have to do all 30 in one, one meeting, or can we break it up a little bit here, there, everywhere?

VICE-CHAIR RAWLINS-FERNANDEZ: You can break them up, yea.

COUNCILMEMBER MOLINA: Oh, okay. Okay, okay.

VICE-CHAIR RAWLINS-FERNANDEZ: And I can work with you.

COUNCILMEMBER MOLINA: Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: We can take them up in the order of urgency.

COUNCILMEMBER MOLINA: Okay.

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

COUNCILMEMBER MOLINA: Yea. Yea, thank you. I just bring--

CHAIR LEE: And also, Ms. Sugimura's, also.

COUNCILMEMBER MOLINA: Of course, yea.

CHAIR LEE: Ms. Sugimura--

COUNCILMEMBER MOLINA: Yea, I just bring it up because it's, it's going to be a tremendously busy start to the year for GET *[sic]*. We've got, you know, the normal boards and commissions. I've got the homeless solutions board, I believe, that was also coming up for consideration. We've got a deadline on that. And then the Prosecuting Attorney nominee; that's going to be coming up. And I think Department of Agriculture rules as well. So going to be a lot of fun stuff coming up this month. So, just wanted to make you guys aware we're going to be busy. Thank you.

COUNCILMEMBER LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Perhaps, we can take up an all-day GREAT Committee meeting, a special meeting this month to go over the rules and, and we can get them all . . .

CHAIR LEE: Whatever the Chair--

COUNCILMEMBER MOLINA: You read my mind.

CHAIR LEE: --recommends. Yea, the Committee Chair, I rely on you Committee Chairs to make, you know, your own schedules. And so, just keep in mind that we need to keep our Committee meetings efficient, on time, moving forward, you know, so forth. And all of the Members of the Committees need to do their reading and their homework so that, so that the Chair of the Committees, like Ms. Paltin, doesn't keep scolding us all the time. Okay?

Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you, Madam Chair. For the sake of clarification, so this month, even though today we've established the Committees, we cannot formally start on any Committee meeting until after January 15 Council meeting, right? I think that's when all the referrals start. So, anything after January 15, then we could start calling, requesting meetings?

CHAIR LEE: Yes.

COUNCILMEMBER MOLINA: Okay. Just so the general public understands.

ACTING SUPERVISING LEGISLATIVE ATTORNEY: Chair.

COUNCILMEMBER MOLINA: Thank you.

CHAIR LEE: So --

ACTING SUPERVISING LEGISLATIVE ATTORNEY: Excuse me, Chair.

CHAIR LEE: --folks don't take, don't take any vacations in January.

Yes, Mr. Raatz.

ACTING SUPERVISING LEGISLATIVE ATTORNEY: I'm sorry to interrupt. But, we would think that the Rules of the Council would be the one exception to what Councilmember Molina just described, because you can refer the Rules to the GREAT Committee today if you'd like. So, that Committee would already have a referral to work on. The other Committees are not anticipated to get referrals until the January 15 Council meeting.

CHAIR LEE: Thank you. Does that help, Mr. Molina?

COUNCILMEMBER MOLINA: Definitely helps.

CHAIR LEE: Then you'll be out of the gate first. You'll, you'll be out of the gate first. Right after the 15th, you can start your Committees.

COUNCILMEMBER MOLINA: Sounds great to me.

CHAIR LEE: Your Committee meetings. Oh, boy. Anybody else?

Mr. Sinenci, are you apt to respond to that or what?

Okay, who, somebody had their hand up. Ms. Sugimura.

COUNCILMEMBER SUGIMURA: I have one item. So, can I just take my one item up, or you want to send everything to the GREAT Committee?

CHAIR LEE: Is it going to be long and involved, or?

COUNCILMEMBER SUGIMURA: No, it's pretty easy. Well, we'll see.

CHAIR LEE: Okay. What is, what is it? What is it?

COUNCILMEMBER SUGIMURA: We'll see.

CHAIR LEE: Tell us what.

COUNCILMEMBER SUGIMURA: So, of course, Resolution 21-5, relating to the Rules. And Rule 27 of the Rules of the Committee *[sic]*.

MOVE TO AMEND RESOLUTION 21-5 (EXHIBIT "A")  
RELATING TO THE RULES OF THE COUNCIL AS FOLLOWS:

AMEND RULE 27. "MODIFICATIONS TO THE COUNCIL  
CHAMBER," TO INSERT THE FOLLOWING AT THE END OF  
THE RULE:

"FOR TRANSPARENCY AND ACCOUNTABILITY, EXPENSES  
MUST HAVE FINAL APPROVAL AT THE COUNCIL MEETING  
BEFORE MODIFICATIONS CAN EXPENDED."

That's the motion.

CHAIR LEE: Ms. Paltin. Oh, are you going to second it, or you have a question?

COUNCILMEMBER PALTIN: Oh, I was going to amend it, but I, I didn't realize anyone seconded it. Or, I guess the question would be is there a threshold value? Like, I mean, if it's a five-dollar thing, is that bill something or is there a threshold amount?

COUNCILMEMBER SUGIMURA: That's a good point. And I would like to defer to the Clerk's because this is their chambers. If they have a threshold amount in, in relationship to their experience for other expenses that have come up.

CHAIR LEE: Clerk.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Wait, let her ask her question.

Madam Clerk.



ACTING COUNTY CLERK: Oh, I just, I just want to clarify, we're custodians of the chambers. But it's definitely the body's, the body's chamber.

CHAIR LEE: Ms. Sugimura, I'm not sure what you're asking.

COUNCILMEMBER SUGIMURA: Well, what is the, well, in terms of expenses, right, it can go from five dollars like Tamara said all the way to thousands. So, I was wondering if the Clerks had an idea of what kind of thresholds are, you know, are okay to deal with on our own without having it go before the Council, or the, you know, to take on this motion?

CHAIR LEE: Okay.

COUNCILMEMBER SUGIMURA: Or amendments, sorry.

CHAIR LEE: Well, well, she's deferring it back to us, so.

ACTING COUNTY CLERK: Can we talk about it at a future--

COUNCILMEMBER SUGIMURA: Okay. So, I'll refer. I'll, I'll defer this, and I'll talk to them before the GREAT meeting.

CHAIR LEE: Okay great. Okay.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR LEE: Vice-Chair Rawlins-Fernandez, you had your hand up. No?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I was just going to, it started to get pretty involved. And it half-baked, so if we--

CHAIR LEE: Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR LEE: Alright. Yes, Member King.

COUNCILMEMBER KING: I just wanted to make a suggestion that we take up all the rest of the resos together, since they're all related to all the folks that work with us, the OCS folks and the County Clerk.

CHAIR LEE: Yes.

COUNCILMEMBER KING: They all seem like they could be taken up together.

CHAIR LEE: Yea, hopefully they won't, that wouldn't require a lot of debate.

So, let's finish this up. We have to vote on the Rules as amended. Okay? I believe that's where we are. All those in favor of adopting the Rules as amended, please say "aye", and raise your hand.

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

NOES: NONE.

CHAIR LEE: Oh, okay. Motion passes. Motion carries; nine "ayes". Unanimous. No "noes".

And then any objections to referring the matter of the Rules to the GREAT Committee?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. Alright. So, ordered. So, that takes care of the Rules.

Madam Clerk, where are we now?

ACTING COUNTY CLERK: Thank you, Chair.

CHAIR LEE: Madam Clerk.

The following resolution was presented.

RESOLUTION  
NO. 21-6

APPOINTING KATHY L. KAOHU AS COUNTY  
CLERK AND SETTING THE SALARY

BE IT RESOLVED by the Council of the County of Maui that it appoints Kathy L. Kaohu as the County Clerk of the County of Maui, effective retroactive to January 2, 2021, twelve o'clock meridian, for the term ending January 2, 2023, twelve o'clock meridian, unless terminated earlier, and that the annual salary of the County Clerk is \$105,000.

CHAIR LEE: Okay.

COUNCILMEMBER KAMA:

SO, MOVED.

CHAIR LEE: Moved by Member Kama--

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: --seconded by Member Sugimura, to adopt Resolution 21-6.

Discussion, Member Kama?

COUNCILMEMBER KAMA: I was so much impressed with what our Clerk had done during our very first mail-out election. No hiccups nothing. I am, I am at a loss for words. But I'm supporting Kathy, and her Deputy, and her office. Thank you, Chair.

CHAIR LEE: The seconder; Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Yea, I think we're all impressed with Kathy and are proud of her as she's moved into this new position. So, I support her wholeheartedly.

CHAIR LEE: Okay. Then, I saw the hand of Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I was going to see if the movant would be open to requesting the Clerk call up the rest of the resolutions, as Member King had suggested? And then we can take it all in one motion. So, if there are no objections, yea, but if we can those resolutions--

CHAIR LEE: Any objections, Member Kama?

COUNCILMEMBER KING: No objections.

COUNCILMEMBER KAMA: None.

CHAIR LEE: Huh?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: Alright. So, now Member Kama, your motion is to adopt all of the other resolutions, okay? And seconded by Member Sugimura. And there are no objections from the Councilmembers. So, Madam Clerk.

RESOLUTION  
NO. 21-7

APPOINTING TRACI N.T. FUJITA THE  
DIRECTOR OF COUNCIL SERVICES AND  
SETTING THE SALARY

BE IT RESOLVED by the Council of the County of Maui that it does hereby appoint Traci N.T. Fujita as the Director of Council Services of the County of Maui, effective retroactive to January 2, 2021, twelve o'clock meridian, for the term ending January 2, 2023, twelve o'clock meridian, unless terminated earlier, and that the annual salary of the Director of Council Services is \$149,507.

RESOLUTION  
NO. 21-8

APPOINTING JAMES G. KRUEGER AS DEPUTY  
COUNTY CLERK AND SETTING THE SALARY

BE IT RESOLVED by the Council of the County of Maui that it appoints James G. Krueger as the Deputy County Clerk of the County of Maui, effective retroactive to January 2, 2021, twelve o'clock meridian, for the term ending January 2, 2023, twelve o'clock meridian, unless terminated earlier, and that the annual salary of the Deputy County Clerk is \$94,000.

RESOLUTION  
NO. 21-9

APPOINTING DAVID M. RAATZ, JR.  
THE SUPERVISING LEGISLATIVE ATTORNEY  
IN THE OFFICE OF COUNCIL SERVICES  
AND SETTING THE SALARY

BE IT RESOLVED by the Council of the County of Maui that it does hereby appoint David M. Raatz, Jr. as the Supervising Legislative Attorney in the Office of Council Services of the County of Maui, effective retroactive to January 2, 2021, twelve o'clock meridian, for the term ending January 2, 2023, twelve o'clock meridian, unless terminated earlier, and that the salary of the Supervising Legislative Attorney shall be \$137,700.

RESOLUTION  
NO. 21-10

APPOINTING THE STAFF OF THE  
OFFICE OF COUNCIL SERVICES

BE IT RESOLVED by the Council of the County of Maui that it does hereby approve the appointment of individuals to various positions in the Office of Council Services, effective retroactive to January 2, 2021, twelve o'clock meridian, for the term ending January 2, 2023, twelve o'clock meridian, unless terminated earlier, at the pay ranges and pay steps as provided for in Exhibit "A".

CHAIR LEE: Alright, any discussion on all of those Resolutions 21-6 through 21-10? No?

Oh, yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I had prepared a little bit for each motion, or each resolution to be taken up separately. But I like taking them up all one time, and I'll quickly go through some of the notes that I've prepared beforehand.

So, I support this motion, wholeheartedly. I look forward to working closely with Kathy and James . . . to update outdated elections systems and to increase public access and education efforts. This is an exciting time for our County, and I believe that

Ms. Kaohu is the best person for the job. We have shared, we have a shared vision for a use of technology, as well as public outreach and ease for, of accessibilities for our voters. I'm excited to lend my support for the work, and even more excited to vote "aye" for Ms. Kaohu as our County Clerk.

For Ms. Fujita, I wholeheartedly support her continuing on as our Director of Council Services. I truly enjoyed working closely with Ms. Fujita over the last term and look forward to continuing that working relationship in this new term. She has always been positive. She has an incredible capacity for multitasking that I'm always in awe of. She is a skilled communicator, a fresh ideas person, which is especially important to me. And I feel confident in her leadership qualities as head of OCS. Also excited to vote "aye".

For Mr. Krueger, I look forward to supporting him continuing on as Deputy Clerk. I have really enjoyed watching his transition from OCS, my analyst, to this new responsibility as Deputy Clerk over the last year. As everyone knows, Mr. Krueger was my analyst for EDB Committee before his career path change. And while I was sad to see him leave us, I was equally excited to continue our close working relationship in his new role. I'm looking forward to seeing all of the new ideas and improvements that will come out of his and Ms. Kaohu's time at the Clerk's Office, now that the stress of most time sensitive required duties has subsided after election. I know that they are both also excited to put their aspirations in the office to work.

For Mr. Raatz, I think it goes without saying how lucky we're, we are to have Mr. Raatz with us. He is a master of his craft, a skilled researcher, amazingly thoughtful and eloquent, oftentimes while being put on the spot. He cares deeply for the OCS staff that he leads, and it shows in the day to day inner workings of the stressful job environment that he, that his very nature helps calm things down. Even when David is juggling an, an unfathomable amount of stress, he will make time for anyone who requires his attention with a calm demeanor and a smile. He will make the time. I recognize that it's not easy, it's not an easy professional baseline to maintain, so my hats off to Mr. Raatz for successfully keeping his cool throughout it all and being such an asset that you are to the Council and to the County.

And lastly, for our OCS staff, I, you know, what, what to, what to say? What would we do without you all? Every single person on the seventh floor are angels in disguise. The behind the scenes job that you do, the public may not ever know the gravity of. But we know we wouldn't be able to be the effective leaders that we are without you. The deadlines, the last minutes request, the changing of our minds on a dime; you make it happen and you execute it flawlessly. You not only make it happen, but you do so without complaining or despising us, and that makes you all saints.

During the budget session, when it's all hands-on deck, I have felt so humbled and honored to get to work with each of you as you rise to the occasion and show your skills. I wouldn't be able to carry the giant responsibility alone. It truly takes all of you to execute the important work that we all do together. So, I would love to take this moment to publicly thank you all for your past work and say that I one thousand percent support this motion and look forward to working closely with each and every one of you throughout the upcoming term. Mahalo, Chair.

CHAIR LEE: Well, thank you, Vice-Chair Rawlins-Fernandez.

Yes, Ms. Sugimura.

COUNCILMEMBER SUGIMURA: So, ditto that. And I also just wanted to thank David Raatz for being here. I didn't expect to see him. But I know that his dedication goes way and deep for us in our behalf. And I think in my Committee meeting, when he was, I didn't realize he was on vacation and he was in California. He was popping up as I was asking him questions in my Committee. So, thank you very much, Mr. Raatz, and Tracy, and everybody. Appreciate all of you. And I support these resolutions. And Keani said only 1,000 percent. I think we should say 2,000. I'll up that. Anyway, 10,000? Thank you everybody. Let's vote.

CHAIR LEE: Oh, now that you're done.

Anybody else?

Yes, Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. I think Member Paltin had her hand up first, so I'll yield to Member Paltin.

CHAIR LEE: No, she was making 10,000 with her hands.

COUNCILMEMBER MOLINA: Oh, oh. Okay, well.

CHAIR LEE: But, Member Paltin, were you wanting to say something.

COUNCILMEMBER PALTIN: Sure. I didn't have it all written out. But, you know, I, I really wanted to thank all of our staff, Mr. Raatz, Ms. Fujita. And I just, you know, I really wanted to show my support for our Clerk and our Deputy Clerk. It kind of feels real full circle for me because, you know, when I first started I was a little deer in the headlights.

And Ms. Kaohu and Ms. *[sic]* Krueger, like, you know, basically, Mr. Krueger, basically held my hand and got me through the whole PSLU hurdle.

And, you know, when they came on as Clerk and Deputy Clerk, it was kind of for the hardest part of the role, you know. It, like the election is coming, first time all mail-in, first time during a pandemic. And so, of course, I want to say I support them for the, hopefully, easier part of the session. And, you know, of course, I miss having Ms. Kaohu in my office. I'm so glad to share her with all of you.

CHAIR LEE: Alright. Anybody else?

Did I see Mr. Molina's hand up? Yes.

COUNCILMEMBER MOLINA: Yea, thank you, Madam Chair. I thought I'd lend in my, my thoughts on all of these individuals. First for our Clerk and Deputy Clerk, certainly a performance for the ages in an unprecedented year. And they took on these responsibilities on short notice. So, that tells you something about these individuals; they're ready, raring and ready to go and take on a lot of challenges.

And speaking of challenges, OCS, our Director Ms. Fujita, as, as well as Mr. Raatz, always ready and willing and able to answer our questions and our requests.

And of course, all of that, the OCS staff and technicians; just, you know, great 1-A, tremendous individuals.

And of course, the staff in the Clerk's Office and Elections Office; just outstanding. We're really blessed to have these folks.

And Madam Chair, as you know, we can be very difficult and impatient people. I guess I'll just speak for myself. But with these individuals, that they have the patience to handle us. I mean, no other word but to call them great. So, thank you.

CHAIR LEE: Okay. Ms. King.

COUNCILMEMBER KING: Well, I don't want to belabor, belabor, I know, well, but I wanted to let everybody that we just talked about, I, I second what everybody just said. I completely support you. And I didn't, and I wanted you to know that the reason I suggested we handle all of these together is because I was sure all of us supported all of you and that we didn't, weren't going to have any pushback. It wasn't just to expedite the meeting. But just my confidence that this Council really appreciates all the work and the behind the scenes thing.



And a special shoutout to my HSAC's, HSAC staff for helping us in some really, really difficult times. So, I, it's been really impressive to see how all of the support staff has elevated the Committee meetings. And you know, that, that the Councilmembers don't just show up to, to Committee meetings. There's a lot of work that goes behind the scenes. And they've been extremely meaningful and . . . due to the hard work that the staff does. So, I just want to appreciate that. Alright. I'm sorry to add to the time, but I just wanted to make it clear it was just my complete confidence that we're all going to pass this motion.

CHAIR LEE: Thank you. Anyone else?

Mr. Johnson, you haven't said anything yet.

COUNCILMEMBER JOHNSON: Well, as the newest--

CHAIR LEE: But you don't have to. You don't have to.

COUNCILMEMBER JOHNSON: No, I will just be short. Because as the newest Member, I've only been in, in for about five hours. But I, I, you know, everybody that I met was so great and I look forward to working with all of them. And I know we'll forge great relationships because the skies the limit and with staff and, and people that we have in the County, you know, we're just going to shoot for the moon. So, thank you for that. Aloha.

CHAIR LEE: Thank you.

Yes, Mr. Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair, for this opportunity. I just wanted to share the sentiments of my fellow Councilmembers. Without the great work from our fellow staff members, I wouldn't be able to do the work that we've done in Committee and in our office. So, I attribute a lot of our work to their, to their assistance. So, again, mahalo, and happy to support.

CHAIR LEE: Thank you.

Pro Tem Kama, you want to say anything?

COUNCILMEMBER KAMA: Without being redundant, I just want to say thank you and best wishes to all of us for a greater, a better, and an aptly best year. Thank you, Chair.

CHAIR LEE: Okay. And that's because you care about everybody. You, you forgot that Committee.

Alright, Members, are you ready to vote? There's nothing I could possibly add to what you've said, cause you eloquently covered all the major points. All those in favor of the motion, please say "aye" and raise your hand.

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

NOES: NONE.

CHAIR LEE: Nine, nine "ayes", zero "noes"; motion carries.

Congratulations, staff, or condolences, which is it? Working with this crew, I don't know, some days it's kind of hard for them.

Okay, that brings us to the end of the calendar. Madam Clerk, is there anything else?

Yes, Mr. Molina.

COUNCILMEMBER MOLINA: Yea, thank you, Madam Chair. One just last thing to add for our information and the public; days of the week the Committees will be meeting. We will decide that at some later point, maybe in the GREAT Committee if we have a meeting before the 15. Any, any thoughts on that, or we just leave it OCS and yourself?

CHAIR LEE: Well, they, they generally set the schedule, yea.

But, Tracy, are you on the call?

DIRECTOR OF COUNCIL SERVICES: Yes, I am.

CHAIR LEE: So, do you want to make a recommendation to the Councilmembers or, you know, should we put it as an agenda item for the Chair's meeting, or what's your pleasure?

DIRECTOR OF COUNCIL SERVICES: Yea, I think it would be good to schedule this item for discussion at the Chair's meeting.

CHAIR LEE: Okay.

DIRECTOR OF COUNCIL SERVICES: I believe, was it the 12<sup>th</sup>? I don't recall.

CHAIR LEE: Well, let's see.

DIRECTOR OF COUNCIL SERVICES: Anyway, the first Chair's meeting of the year.

CHAIR LEE: Yea, well, we'll set that up and let everybody know.

DIRECTOR OF COUNCIL SERVICES: Yea.

CHAIR LEE: Okay. We had a tentative date, so, but we'll let everybody know. Alright?

COUNCILMEMBER MOLINA: Okay. Thank you, Madam Chair.

CHAIR LEE: You're welcome.

Anything else? Anyone? If not, all I can say is I, I deeply appreciate your support. And I certainly want to support you in all of your Committees. And anything we can do, please let us know. Thank you, staff. Thank you, everyone. Have a safe, safe rest of the weekend.

COUNCILMEMBER KING: Chair.

CHAIR LEE: Okay. Yes, yes, Member King.

COUNCILMEMBER KING: Thank you, I just wanted to put in a special request for Member Molina for this meeting that you're going to be scheduling to not do it on the, on January 20 if possible. We have another inauguration that some of us . . .

CHAIR LEE: That's right.

COUNCILMEMBER MOLINA: Yes, yes, yes. Okay.

CHAIR LEE: Some, some, some guy in Washington.

COUNCILMEMBER MOLINA: Yea, yea. So, noted.

COUNCILMEMBER KING: Okay. Thank you.

CHAIR LEE: Anybody else? If not, aloha and thank you so much, everybody. Take care.  
This meeting is adjourned.

### ADJOURNMENT

The organizational meeting of January 2, 2021 was adjourned by the Chair at 5:03 p.m.



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KATHY L. KAOHU, COUNTY CLERK  
COUNTY OF MAUI, STATE OF HAWAII

## County Clerk

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**From:** Barbara Barry <gardenmeister@msn.com>  
**Sent:** Friday, January 01, 2021 10:17 AM  
**To:** County Clerk  
**Subject:** Maui County Council organizational structure meeting

RECEIVED  
2021 *JB*  
~~2020~~ JAN -2 PM 12: 06

OFFICE OF THE  
COUNTY CLERK

Aloha and Happy New Year!

I support Ag and water planning and policy matters all being under the Ag committee to help support local food security and wise use of Public Trust Resources.

Mahalo,  
Barbara Barry  
Ha'ikū

JOHN BLUMER-BUELL  
Post Office Box 787, Hana, Hawai'i, 96713  
[blubu@hawaii.rr.com](mailto:blubu@hawaii.rr.com)

RECEIVED  
2021 ~~Jan~~ JAN -2 PM 12:06  
OFFICE OF THE  
COUNTY CLERK

January 1, 2021

**Public Testimony for the Maui County Council Organizational Meeting of January 2, 2021.**

Sent Via Email to Maui County Clerk [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us) and Maui County Council [county.council@mauicounty.us](mailto:county.council@mauicounty.us)

Testimony Re; **Resolution 21-4** “*ESTABLISHING THE STANDING COMMITTEES OF THE COUNCIL*”, **Resolution 21-6** “*APPOINTING KATHY L. KAOHU AS COUNTY CLERK AND SETTING THE SALARY DEFINING THEIR DUTIES, AND APPOINTING THEIR MEMBERS*”, **Resolution 21-9** “*APPOINTING DAVID M. RAATZ, JR. THE SUPERVISING LEGISLATIVE ATTORNEY IN THE OFFICE OF COUNCIL SERVICES AND SETTING THE SALARY*”.

Aloha Council Members,

Congratulations and Best Wishes for the next two crucial years .....

**RE; Resolution 21-4** “*ESTABLISHING THE STANDING COMMITTEES OF THE COUNCIL*”. Please carefully consider;

**Both** the Environmental, Agricultural, and Cultural Preservation Committee (EACP) and the Water, Infrastructure, and Transportation Committee (WIT) have overlapping responsibilities for addressing water issues. The EACP is limited to “Water for agricultural use”. This is shortsighted, culturally insensitive, counter productive and inefficient in addressing actual Cultural and Environmental Impacts of water use and development.

The current segmented approach also fails to fulfill some of the Maui General Plan Objectives listed in Resolution 21-4 including; A. Protect the

Natural Environment, B. Preserve Local Cultures and Traditions, C. Expand Housing Opportunities for Residents, J. Promote Sustainable Land and Growth Management Use and K. Strive for Good Governance.

I suggest expanding the responsibilities of the Environmental, Agricultural, and Cultural Preservation Committee (EACP) to include comprehensive oversight for water use and development impacting all culturally significant lands, regardless of zoning. This will improve and insure proper oversight of lands still owned by lineal descendants.

**This suggestion would not take away oversight and responsibilities of the Water, Infrastructure, and Transportation Committee (WIT).** The suggestion will improve government oversight and authority on behalf of everyone.

**RE; Resolution 21-6 “APPOINTING KATHY L. KAOHU AS COUNTY CLERK AND SETTING THE SALARY DEFINING THEIR DUTIES, AND APPOINTING THEIR MEMBERS”.**

I simply want to continue to support the appointment of Ms. Kaohu.

**RE; Resolution 21-9 “APPOINTING DAVID M. RAATZ, JR. THE SUPERVISING LEGISLATIVE ATTORNEY IN THE OFFICE OF COUNCIL SERVICES AND SETTING THE SALARY”.**

I simply want to continue to support the appointment of Mr. Raatz. Over his years of service, Mr. Raatz has provided this citizen prompt, courteous and informed neutral information. This has been helpful in trying to be accurate and informed regarding a number of council and government issues. This is good government.....

Mahalo!

John (Blumer-Buell), Mu’olea

## County Clerk

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**From:** C Knowlton <marineknowlton@gmail.com>  
**Sent:** Friday, January 01, 2021 2:12 PM  
**To:** County Clerk  
**Subject:** Ag and water planning connection

RECEIVED  
2021 *Jan*  
2020 JAN -2 PM 12: 06

OFFICE OF THE  
COUNTY CLERK

I have been a Haiku landowner for decades and a resource steward all my life.

I support Ag and water planning and policy matters all being under the Ag committee to help support local food security and wise use of Public Trust Resources.

Thank you for making stewardship a priority as we move forward.

Cathy Knowlton  
380 north Holokai Rd (physical, not mailing address)  
Haiku Hi, 96708 ☺ 🎵 🎶



## County Clerk

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**From:** Joseph Kohn MD <outlook\_945BCBF227049F41@outlook.com> on behalf of Joseph Kohn MD <Joseph@WeAreOne.cc>  
**Sent:** Friday, January 01, 2021 2:57 PM  
**To:** County Clerk  
**Subject:** Maui County Council organizational structure meeting - Jan 2, 2021 2pm

Aloha Kakou!

Strongly support Ag and water planning and policy matters all being under the Ag committee to help support local food security and wise use of Public Trust Resources.

Mahalo,

Joseph Kohn MD  
Founder, We Are One, Inc. - [www.WeAreOne.cc](http://www.WeAreOne.cc) - WAO  
493 Pio Dr Apt 209  
Wailuku, HI 96793-2641  
808-359-6605  
[Joseph@WeAreOne.cc](mailto:Joseph@WeAreOne.cc)  
[www.WeAreOne.cc](http://www.WeAreOne.cc) <<http://www.WeAreOne.cc>>

RECEIVED  
2021 JAN -2 PM 12:06  
OFFICE OF THE  
COUNTY CLERK

## County Clerk

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**From:** Co Pegg <copegg6@gmail.com>  
**Sent:** Saturday, January 02, 2021 11:22 AM  
**To:** County Clerk  
**Subject:** Ag and Water Planning

RECEIVED  
2021 *Jan*  
~~2020~~ JAN -2 PM 12:06

OFFICE OF THE  
COUNTY CLERK

Aloha,

Please support Ag and water planning and policy matters all being under the Ag committee to help support local food security and wise use of Public Trust Resources.

Mahalo, Co

## County Clerk

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**From:** eatsurflivelove <eatsurflivelove@hawaii.rr.com>  
**Sent:** Thursday, December 31, 2020 6:52 PM  
**To:** County Clerk  
**Subject:** ag bill

I support all efforts that are being considered in committee. I Favor all efforts to help food security here on maui .  
Water rights should be distributed  
Fairly.

Thank u

Mark Rudd

Sent from my Verizon, Samsung Galaxy smartphone

RECEIVED  
2021 <sup>8</sup>  
2020 JAN -2 PM 12:06  
OFFICE OF THE  
COUNTY CLERK

## County Clerk

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**From:** Jennifer Valentine <faboo1028@yahoo.com>  
**Sent:** Saturday, January 02, 2021 12:49 PM  
**To:** County Clerk  
**Subject:** Maui County Council organizational structure meeting

RECEIVED  
2021 JAN -2 PM 1:05  
OFFICE OF THE  
COUNTY CLERK

I support Ag and water planning and policy matters all being under the Ag committee to help support local food security and wise use of Public Trust Resources.

thank you  
jennifer valentine