

# **BUDGET, FINANCE, AND ECONOMIC DEVELOPMENT COMMITTEE**

**Council of the County of Maui**

## **MINUTES**

**April 13, 2021**

**Online Only via BlueJeans**

**CONVENE:** 9:02 a.m.

**PRESENT:** Councilmember Keani N.W. Rawlins-Fernandez, Chair  
Councilmember Tamara Paltin, Vice-Chair  
Councilmember Gabe Johnson, Member  
Councilmember Kelly Takaya King, Member  
Councilmember Alice L. Lee, Member  
Councilmember Michael J. Molina, Member  
Councilmember Shane M. Sinenci, Member  
Councilmember Yuki Lei K. Sugimura, Member (in 9:17 a.m.)

**EXCUSED:** Councilmember Tasha Kama, Member

**STAFF:** Lesley Milner, Legislative Analyst  
Kasie Apo Takayama, Legislative Analyst  
Ana Lillis, Legislative Analyst  
Shelly Espeleta, Supervising Legislative Analyst  
Richard Mitchell, Legislative Attorney  
Yvette Bouthillier, Committee Secretary  
Jean Pokipala, Council Services Assistant Clerk

Kate Griffiths, Executive Assistant to Councilmember Gabe Johnson  
Keisa Liu, Executive Assistant to Councilmember Gabe Johnson  
Evan Dust, Executive Assistant to Councilmember Tasha Kama  
Lois Whitney, Executive Assistant to Councilmember Tasha Kama  
Axel Beers, Executive Assistant to Councilmember Kelly Takaya King  
Michelle Del Rosario, Executive Assistant to Councilmember Kelly Takaya King  
Sarah Freistat Pajimola, Executive Assistant to Councilmember Keani N.W. Rawlins-Fernandez  
Gina Young, Executive Assistant to Councilmember Shane M. Sinenci

**ADMIN.:** Michele M. Yoshimura, Budget Director, Office of the Mayor  
Tivoli Faaumu, Chief, Department of Police  
Dean M. Rickard, Deputy Chief, Department of Police  
Victor Ramos, Assistant Chief, Department of Police  
Clyde Holokai, Assistant Chief, Department of Police  
Melissa Magonigle, Business Administrator II, Department of Police

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Andrew Martin, Prosecuting Attorney, Department of the Prosecuting Attorney  
Michael Kagami, First Deputy Prosecuting Attorney, Department of the Prosecuting Attorney  
Susan Clement, Administrative Officer, Department of the Prosecuting Attorney  
Rowena Dagdag-Andaya, Director, Department of Public Works  
Jordon Molina, Deputy Director, Department of Public Works  
Rodrigo Rabara, Engineering Program Manager, Department of Public Works  
John Smith, Chief of Field Operations and Maintenance, Department of Public Works  
Kristina Toshikiyo, Deputy Corporation Counsel, Department of the Corporation Counsel

**OTHERS:** Doug McLeod  
Barry Rivers, Maui Film Festivals  
Lawrence Kauhaahaa  
Junya Nakoa  
Others (5)

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

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CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Aloha kakahiaka kākou. A ‘elua minuke i ka hala o kahōla ‘eiwa. Ma ‘umikūmākolu o ‘Apelila I ka makahiki `elua kaukani Iwakāluakūmākahi. E ‘olu‘olu mai, e ho‘omalū ke Komike ho‘omohala...sorry, ho‘o. . .Mo‘ohelu Kālā a me ho‘omohala waiwai ‘o wai ka luna ho‘o malū o kēia Komike o Keani Rawlins-Fernandez. It was 9:02 this morning on February 13th...oh, sorry, April 13th, 2021. Just checking to see if you guys are awake. Will the Budget, Finance, and Economic Development Committee please come to order. I’m your Chair, Keani Rawlins-Fernandez. And from Council Chair Lee, we’re going to Jamaica this morning with wa gwaan kākou. I keia lā me ko kākou, eia hope luna ho‘omalū, Tamara Paltin. Wa gwaan.

VICE-CHAIR PALTIN: Wa gwaan, mon. Aloha kakahiaka kākou, mai rainy Nāpili.

CHAIR RAWLINS-FERNANDEZ: Rainy. No surf report this morning?

VICE-CHAIR PALTIN: Rough night. Rough night.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Okay. And Member Shane Sinenci, wa gwaan.

COUNCILMEMBER SINENCI: Aloha kakahiaka, Chair, mai Maui Hikina and, in Jamaica, wa gwaan kākou.

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CHAIR RAWLINS-FERNANDEZ: Member Mike Molina.

COUNCILMEMBER MOLINA: Pehea 'oe, Madam Chair, wa gwaan, aloha no to you, my colleagues and everyone else tuning in on this beautiful, beautiful Wednesday, April 13th or is it Tuesday...Wednesday? I think. It's contagious. You started us off with telling us this was February, Madam Chair. Mahalo.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina, mahalo. Maika'i no. Council Chair Alice Lee, wa gwaan.

COUNCILMEMBER LEE: Madam Chair. Actually, if you were in Jamaica you can say wa gwaan, or you could say good mawnin', mon.

CHAIR RAWLINS-FERNANDEZ: Good mawnin', kākou. Member Kelly King.

COUNCILMEMBER KING: Wa gwaan, mon. Aloha kakahiaka, everybody. I think it was beautiful in Kihei when I left. I left a little early, and now I'm in my office looking out at the harbor and it looks like a beautiful day in Tasha, and all of ours' neighborhood. So thinking about her and, you know. Anyway, I'm...I'm looking forward to getting through another quick day like we did yesterday.

CHAIR RAWLINS-FERNANDEZ: That's a very good goal to have. Mahalo, Member King.

COUNCILMEMBER KING: Immeasurable.

CHAIR RAWLINS-FERNANDEZ: Yes, that's right. That's right. Measurable [sic]. 4:00 again, Members. Member Yuki Lei Sugimura will be joining us a little later, and Pro Temp [sic] Tasha Kama is excused. From Corporation Counsel, we have Deputy Corporation Counsel Kristina Toshikiyo.

MS. TOSHIKIYO: Wa gwaan and aloha, Chair and Members.

CHAIR RAWLINS-FERNANDEZ: Wa gwaan. From our Committee Staff, we have Committee Secretary Yvette Bouthillier.

MS. BOUTHILLIER: Wa gwaan, Committee Chair and Committee Members.

CHAIR RAWLINS-FERNANDEZ: Wa gwaan. Committee Secretary Jean Pokipala.

MS. POKIPALA: Wa gwaan. Good morning.

CHAIR RAWLINS-FERNANDEZ: Oh. My apologies, I think I somehow missed Member Gabe Johnson, wa gwaan.

COUNCILMEMBER JOHNSON: Wa gwaan...I didn't...Members. I didn't mind flying under the radar there for a minute. That's fine. Good morning. Happy to be here, looking forward

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to an exciting meeting. And boy, we got a heavy load, but that's some really important stuff we're going to talk about today. So I'm here for it. Mahalo.

CHAIR RAWLINS-FERNANDEZ: No flying under the radar with this Council. We catch them all. Supervising Legislative Analyst Shelly Espeleta.

MS. ESPELETA: Wa gwaan, Chair and Members.

CHAIR RAWLINS-FERNANDEZ: Wa gwaan. Budget Committee Analyst Lesley Milner.

MS. MILNER: *(audio interference)* Chair. Wa gwaan, Members.

CHAIR RAWLINS-FERNANDEZ: Wa gwaan. Legislative Analyst Ana Lillis.

MS. LILLIS: Wa gwaan, Chair and Members.

CHAIR RAWLINS-FERNANDEZ: Wa gwaan. Legislative Analyst Kasie Apo Takayama.

MS. APO TAKAYAMA: Wa gwaan, Committee Chair and Members.

CHAIR RAWLINS-FERNANDEZ: And Legislative Attorney Richard Mitchell.

MR. MITCHELL: Aloha and wa gwaan, Council Chair, Council Vice-Chair, and Members.

CHAIR RAWLINS-FERNANDEZ: Aloha and wa gwaan. This online meeting is being conducted in accordance with...with the Governor's most recent Emergency Proclamation on COVID-19. Please see the last page of the Agenda for information on meeting connectivity. We have our one item on today's Agenda, BFED-1, Proposed Fiscal Year 2022 Budget for the County of Maui. We have two testifiers, I believe, signed up? So Member King may be right...oh, three. Three testifiers. Okay. Okay. So we'll begin with public testimony. Oral testimony via phone or videoconference will be accepted. Please note that if you are signed in, you are on the list to testify even if you did not request to testify. Testifiers wanting to provide video testimony, please join by clicking the link noted on today's agenda. Testifiers wanting to provide audio testimony, please call and enter the meeting code...and...also noted on today's agenda. The Committee intends to keep the same meeting link and phone number for all BFED Committee Meetings for the ease and convenience of the Members and the public. Written testimony is highly encouraged, and instructions on how to submit written...how to submit testimony can be found at [maucounty.us/testify](http://maucounty.us/testify). Instructions on how to submit testimony can be found...sorry, I said that. Feels like a Monday, I guess. Oral testimony can be limited...will be limited to three minutes. When testifying, please state your first and last name. If you are testifying on behalf of an organization or a paid lobbyist, please inform the Committee. Staff will post a link to the testifiers login chat in the...Staff has posted the link to the testifiers log in the chat. And please be mindful of the use of chat during the meeting. Chat should not be used to provide testimony or chat with other Councilmembers or testifiers. If providing testimony, please be courteous to others by muting your microphone and video while waiting your turn to

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testify. Once you are done testifying, you will be asked to disconnect from the call. However, you are welcome to continue to view the remainder of the meeting on *Akakū* Channel 53, Facebook Live, or [mauicounty.us/agendas](http://mauicounty.us/agendas). Participants who wish to view the meeting only without providing testimony, please also disconnect at this time and instead view the meeting on *Akakū* Channel 53, Facebook Live, or on [mauicounty.us](http://mauicounty.us). And we'll proceed with testimony...only one. One Monday per week is...is more than enough. And mahalo, Member Sinenci, for that catch earlier this morning. Okay. All right. So our first testifier is Doug McLeod, and followed by Barry Rivers.

**. . .BEGIN PUBLIC TESTIMONY. . .**

MR. MCLEOD: Good morning, Chair Rawlins-Fernandez, Councilmembers. My name is Doug McLeod, and I'm here to testify on item BFED-1, the budget request. And specifically, I'm here to testify in support of the budget for the Maui Economic Development Board, MEDB. And I'm here today in my role as the Chair of the Energy Conference. Many of you know it started as the Maui Energy Conference, and we're now the Hawai'i Energy Conference, but it...it wouldn't happen without the support of the Economic Development Board, MEDB. And I'm here to testify as a favor of their grant and their budget allocation because without them, we wouldn't be able to put on these types of high-quality events. And we really do understand the focus on diversification of the economy, and renewable energy seems to be one of those things that...that we need to do more of as part of that. So that's really my testimony this morning, just reminding the Council of the incredibly valuable role that MEDB has played over the years in this conference. Thank you for the opportunity to testify.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. McLeod. Okay. I see a question from Member King. Member King.

COUNCILMEMBER KING: Thank you, Chair. Aloha, Doug, good to see you. Good to see that you're still active with the conference. Do you know, this year is it going...is it intended to try to be live, or is it all virtual, or is it going to be a hybrid?

MR. MCLEOD: For this year, we've announced it's going to be a virtual event, two days in June, June 22nd and June 24th. Obviously, the hope going forward is that we'll move back to a more normal model, but that was the decision for this year.

COUNCILMEMBER KING: Okay. Cost-wise, do you save anything by going virtual, or is it just as expensive?

MR. MCLEOD: No. In terms of...of putting on the event, there are some savings. You know, we normally rent the MACC, we normally have food. So we're down to a \$65 registration fee this year from what used to be, you know, \$295. So that...that...that's the range of the...of the discount, if you will, we're offering people for the virtual event.

COUNCILMEMBER KING: Okay. Great. All right. Thank you. Good to see you.

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CHAIR RAWLINS-FERNANDEZ: Mahalo, Member King. Okay. Seeing no other questions, we'll thank you so much for your testimony this morning. Aloha. Our next testifier is Barry Rivers.

MR. RIVERS: Good morning. Can you hear me?

CHAIR RAWLINS-FERNANDEZ: Yes, we can hear you loud and clear.

MR. RIVERS: Okay. Great. So I...I wrote a sort of a statement here I...I'd like to read if I can, but I'm happy to pass on it if you'd rather not take the time to just listen to that and rather ask questions. But I'm certainly available for questions following this, if it's okay to just read this. Can I do that now?

CHAIR RAWLINS-FERNANDEZ: Yes, please. Yes.

MR. RIVERS: Okay. First of all, I wanted just to...just a quick aside to the MEDB. They've been supportive of the festival now for...every single year of the festival from 2003, including the most recent . . .*(inaudible)*. . . would be the 2020, and going towards the '21 and '22. So they just are wonderful to us. And I know they do a lot of wonderful things on their own, but they've been key to us being able to do what we do for all these years. So just want to throw a...you know, a sincere mahalo in their direction. So, okay. My name is Barry Rivers. I'm the Founder and Director of the Maui Film Festival, and am testifying today on behalf of myself, as well as the Festival Staff and volunteers. Please know that while I wish life in 2021 allowed for an in-person, face-to-face sincere hug and handshake to acknowledge the importance of your collective support, we are nonetheless still honored to have this virtual opportunity to thank you all for your...the Council's decade long embrace and support of the work we do. For more than 20 years, we have done our best to produce worthy content for the people of Maui and our guests to enjoy and be enlightened by. Most recently, in late 2000, and against the odds, we presented a 70-film, that's 7-0, 70 films, 15 from...from Hawai'i, many of them from...from Maui, actually, Maui filmmakers as well, and 55 other films from 25 countries around the world. Since its first...since the first of this year, we've been working on a dynamic and...on a dynamic and ever changing sort of universe of moving parts to present an event in 2021, this...this fall. It will again be an opportunity open to all, from Maui filmmakers and beyond, to share their skills in an unbridled celebration of cinematic creativity and heartfelt storytelling. Looking forward to 2022, and given the County of Maui's wrapping up of vaccinations, the Maui Film Festival is looking forward to rebuilding a robust, in-person event for 2022. Parenthetically, I will add we're trying to make one happen in 2021 as well, although probably smaller than I think it will likely be able to be next year, given that the virus is still with us, and may well still be with us. But hopefully, as time goes by, it becomes less and less of an issue that you have to plan your life around, which is really the...you know, nightmare for so many of us. In any event, so that's the plan for...for...as we...as I sit here, it's...we...we hope...we intend to, with this event, so this year, going forward, deliver not just economic benefits for Maui-based companies, both large and small, but also, as we have for 20 years, consistently deliver the event top tier buzz word . . .*(inaudible)*. . . and positive branding of Maui, which is benefitting the County and the County's tourist

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industry, but also the County's growing film industry, and has always had the people of Maui at it...in its heart, at its core. I mean, that's really what we do this for, is just to sort of live in a place where these wonderful things happen, and we just have the skill set to do them, and so far, so good. So we just keep doing it, all of which . . . *(timer sounds)*. . . adds not only to Maui's cache, as not only one of the planet's most beautiful places, but also a County of islands...I love that phrase...a County of islands newsworthy for its indigenous wisdom, deeply beating heart, and abundant aloha enjoyed not just by Maui residents and...and its...and...but also by visitors throughout our world.

CHAIR RAWLINS-FERNANDEZ: Mr. Rivers...

MR. RIVERS: So there you go.

CHAIR RAWLINS-FERNANDEZ: Okay. Perfect. Mahalo. Okay. Members, any questions? Seeing none, we'll thank you, Mr. Rivers, for your testimony this morning. Aloha.

MR. RIVERS: Okay. Take care. Have a good day. I don't know what the Jamaican thing was, but I dug it. It was fun.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Okay.

MR. RIVERS: Bye-bye.

CHAIR RAWLINS-FERNANDEZ: Aloha.

MR. RIVERS: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. And I'll recognize Member Yuki Lei Sugimura.

COUNCILMEMBER SUGIMURA: Good morning, everybody.

CHAIR RAWLINS-FERNANDEZ: Wa gwaan from Jamaica. Okay. The last person we have signed up to testify is Faith Chase.

MS. CHASE: Kala mai, Chair. I'm just listening. Thank you.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. No problem. Okay. There aren't any other individuals signed up to testify at this time. So I will open it up to anyone signed on wishing to testify. Please unmute yourself now, and you may proceed. Okay. Hearing no one indicating their desire to testify, if there are no objections, we will now close public testimony and accept written testimony into the record. Any objections?

COUNCILMEMBER MOLINA: No objections.

CHAIR RAWLINS-FERNANDEZ: Oh, Member Johnson, you have a question? Or you have an objection?

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COUNCILMEMBER JOHNSON: Yeah. Sorry, Chair. I...I know someone's trying to get on to testify, and I don't know if the meeting's locked again, we're having that issue again, but someone just texted me they wanted to come in. I don't...I don't want to stall the meeting, but if they're...if they're having a hard time getting on...

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Johnson. The...the meeting isn't locked.

COUNCILMEMBER JOHNSON: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Sinenci.

COUNCILMEMBER SINENCI: I see a Wendy Nathan (*phonetic*) on the...the testifier list, be here to testify as well.

CHAIR RAWLINS-FERNANDEZ: I...I think...I think she's Staff, right?

COUNCILMEMBER SINENCI: Oh, Staff. Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SINENCI: Thank you.

CHAIR RAWLINS-FERNANDEZ: Oh, yeah. She's with the Budget Office. And Member Johnson, do you want to let the person know that they can also call in if it...

COUNCILMEMBER JOHNSON: If you want I can get them on the phone and tell them to call in. I don't know...I mean, whatever your preference is, Chair.

CHAIR RAWLINS-FERNANDEZ: Well, I don't want to hold up the proceedings. The person can also testify tomorrow morning at 9:00. Is it Mr. Kauhaahaa that you're waiting for?

MR. KAUAHAHAA: Yeah, I'm here.

CHAIR RAWLINS-FERNANDEZ: Is that who you were waiting for, Member Johnson? Okay. Mr. Kauhaahaa. Okay. So our...if you will please identify yourself for the record, and you may proceed with your testimony.

MR. KAUAHAHAA: Good morning. My name is Lawrence Kauhaahaa, and I'm supporting this...this bill. What it would do is would allow for LEADs bed spaces for the Police Department and Mental Health Kokua and Ka Hale A Ke Ola. One of the proposals in there is also to add social workers through the...assist out in...out on the street. So the analogy I like to use is if you were...you know, so police, fire, paramedics got sent to a car accident, you know, everybody would have a responsibility there and everybody would have something to do. Then if something...you know, if the car was still on fire, it would still be...fall on the police...I mean, the Fire Department. They would



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have...that would be their kuleana there. When you have somebody who's mentally ill, homeless, and that's out on the street, and the police get sent, if it's a non-criminal matter, there's nothing they really can do there. So what this would provide is you'd have a social worker that would co-respond with them. Once the police determine that the scene is safe and everything is okay and if it's a non-criminal event, then the social worker would step in immediately and assist and...with the bed spaces that this would provide. And with the transportation that we have, we could take them directly into an in...in-service intake area, and work to get them either reunited with social services or with the social worker or case manager, whatever have you. If the person, let's say, where it was a criminal event and it did get arrested, the social worker still could track that through the prosecutors and the judicial system so that when they're released, or whatever the outcome of the criminal proceeding is, that they would go right back into care with a social worker. And it's all based off evidence-based medical treatment. So it would make a huge difference as opposed to, you know, somebody being contacted out on the street and, you know, we give them a card and said, well, you know, if you go here. You know, a lot...for them, it's difficult because it's a bus ride to Central Maui. You know, none of that's really provided in Lāhainā. So, you know, it would be very different as opposed to what we're doing now. It'd be similar to what we do in Wailuku with the Clean and Safe Program where at least there, we have the ability to take somebody...you know, if we find somebody in crisis somewhere, we have the ability to call someone from Mental Kokua who can walk, literally, one...one block in any direction in Wailuku Town to get there and assist, or we can actually take the person back there and have them get treatment or to be seen at least in a...you know, a social services setting. You know, in...in the Wailuku program, pre-COVID they could...you know, there was a place for them to be. There was a large courtyard; they held all their meetings, they got all their services there, they could get a hot meal, take a shower...you know, all . . . *(timer sounds)*. . . that kinds of things. And that's what this would provide for. Guess my time's up, so I'm just...I'll stop.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Kauhaahaa. We have a question from Chair Lee.

MR. KAUAHAHAA: Yes.

COUNCILMEMBER LEE: Hi, Lawrence.

MR. KAUAHAHAA: Hello.

COUNCILMEMBER LEE: Thank you for all your hard work. I really appreciate what you do in Central Maui. What happens after hours?

MR. KAUAHAHAA: You know, the...then...this is almost like how the lifeguards were, I guess, back when I was a policeman ten years ago, where they weren't on the emergency medical...I mean, the emergency response where, like, if you had somebody who was having a event right in front of the beaches, like...like, let's say, Hanakao'o, as an example. They would...they would respond, you know, the...911 would notify them, but they would notify Fire as well. But let's say it was, like, you know, two bays over and it was off of Nāpili somewhere, or Kahana. They would still respond, but they wouldn't be

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the primary response. And then the lifeguards finish at, like, 4:30. So for the time being, and it's...still would be like a pilot program, and it would...it would just go up until, you know, whatever our work time...whatever we would consider the appropriate work time for them. It could go longer, but of course, that would probably take more funding and a different study. Kind of the reason I did it...and I was willing to do it...at first I was just going to do it on my own, out of my own program, was in order to get it started...and I think the time has come...that would have been easier just...even if I had to pay for them myself. You know, maybe, do...even one less of my people, which would have been a strain but, you know, the...with some things, you just have to do it. And...you know, and that's kind of where we were headed until --

COUNCILMEMBER LEE: Okay. Lawrence, Lawrence, how much would this cost?

MR. KAUHAAHAA: I think in the budget, there...we...it's 567,000 is what they're looking at. That provides for ten bed spaces that...which would be right on Ka Hale A Ke Ola's property there. So it wouldn't be in any County facility, it would all be within Ka Hale A Ke Ola. There they would get...there'd be a social...a clinical supervisor to cover, you know, the...and three case managers, I believe, or social workers, and they would be the ones that go out in the field and respond with the police. Two of them would...they also would provide for a...you know, I'm driving, so I'm doing this all out of memory, and they called me...asked me to testify. It would provide for 24-hour supervision at the facility.

COUNCILMEMBER LEE: Okay. Thank you.

MR. KAUHAAHAA: And --

COUNCILMEMBER LEE: Thank you so much.

MR. KAUHAAHAA: . . .*(inaudible)*. . .

COUNCILMEMBER LEE: I...I...I can check the rest of the description. Thank you very much, Lawrence.

MR. KAUHAAHAA: Okay.

COUNCILMEMBER LEE: Other people might have questions.

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

COUNCILMEMBER JOHNSON: Thank you, Chair. Good morning, Lawrence. Thanks for coming by. I just have a clarifying question. So the program was successful in Seattle, Washington. Then it was over in Kahului, Wailuku, it was very successful. Now you're proposing that we should have it on West Maui, right? So there's data to be...to back this up on why we should expand it?

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MR. KAUHAAHAA: There is. So we're only in Wailuku. I'm not in Kahului at all. It's only in Wailuku, and there would be some...there would be data. And I know at Mental Kokua, in their transitional housing, I mean, they have data to support them being, I think like, 96 percent successful when people come in for treatment. So it's a very high success rate.

COUNCILMEMBER JOHNSON: That's great. Okay. Just a point of clarification, if any of the Members want to see some more of the data, it's in your Granicus. So thank you, Chair. Thank you...thank Lawrence. I have no further questions.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Johnson. Member Sinenci, followed by Member King.

COUNCILMEMBER SINENCI: Chair, I was just wondering if Mr. Kauhaahaa would be available as a resource when we do take up the item?

MR. KAUHAAHAA: Oh, definitely. Yeah, I...and like I said, I...I didn't even know whether we were testifying this morning, so...I just got called, I pulled over on the side of the road, but that's a...forgive me if I'm not, like, 100 percent prepared here.

COUNCILMEMBER SINENCI: Mahalo.

CHAIR RAWLINS-FERNANDEZ: Members, any objections to Mr. Kauhaahaa serving as a resource person?

**COUNCILMEMBERS VOICED NO OBJECTIONS**

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Members. And then just to remind you that some of the answers to questions you may have could be answered by the additional information that Member Johnson posted on Granicus. Member King, followed by Member Paltin.

COUNCILMEMBER KING: Thank you, Chair. Aloha, Mr. Kauhaahaa. I...I was just going to ask you if...because Wailuku...you said this...this was a pilot program in Wailuku, and Wailuku does have the Clean and Safe Program. So how did these two programs work together? Were they duplicative in some areas, were they complementary?

MR. KAUHAAHAA: So what happened, when I first started with the Clean and Safe Program, I was brought in only as a consultant to help them establish that. And looking at what...and to be honest, Clean and Safe is actually an off the shelf name for something, another company, but we got tagged into that too. But I looked at it and my thought was to be more collaborative with...when you have people that have mental illnesses, drug addiction, you know, it's the social services what they need first. So I partnered with them. Instead of just having a security company, what the original Clean and Safe contract called for, I was like, I really need more of, like, social services. So my guys are more like outreach people. When we come in contact with somebody is trying to get them into services, and then it evolved to where we're at now. You know, it...it...it grew

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over time. The people that do the cleaning in Wailuku actually are clients of Mental Health Kokua. So they either have a...a mental illness or there are...are or were homeless, which is drug addiction or whichever, and then we put them back to work where they do the cleaning. So there's that element as well. And then there's also the transitional housing and that program. So when I first went into it, I recognized that just being a security guard group wasn't going to be enough because, you know, basically at that point, you're a over glorified bouncer; you're just moving people from place to place. You know, if you're not getting them meaningful...again, evidence-based medical treatment then, you know, none of this thing is really going to work. Then one of the questions that --

COUNCILMEMBER KING: Yeah, so...so just to...just to kind of target what I was asking you, which I probably...I think is probably not in that Granicus information, was the Clean and Safe is...has been well established in Wailuku. And part of that is getting people into facilities that they could...that are in the vicinity that they could go to. But you're saying that your program is going beyond that and actually doing some of the counseling and drawing people into these programs?

MR. KAUHAAHAA: Yeah, and it's...yeah, not really counseling, but it's directing them towards those services. You know, that...you know, when we originally...we're actually, like a safety (*audio interference*) --

COUNCILMEMBER KING: I think we lost him.

CHAIR RAWLINS-FERNANDEZ: Mr. Kauhaahaa, you...I think you may have accidentally pushed the mute button. Oh...

MR. KAUHAAHAA: (*audio interference*)

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

MR. KAUHAAHAA: Yeah, somebody tried to call me. So when we were there, what we were trying...what we were trying to do is just, you know, make the town safe, you know, safe and...safe and secure, but then you recognize the things that are missing, the things that need to be there for it to be that. You know, we needed to partner with social services. We needed to partner and get people off the street, into programs. A lot of what we do is...so as a safety security consultant, if I'm working with property, if I come across somebody who's on their property trespassing and they might have set up a camp for living, whatever...you know, it's for me to get them into a social service. And we do it in one of two ways. Either, you know, you could get arrested, or you can go to the social service and get help that way but that's...that's really what the program...and, you know, to be fair, when...and I...you know, there'll be people that say, you know, the...you guys brought to Lāhainā, you know, you didn't take care of the homeless. I was never...we were never set up in the beginning to work directly with homeless. You know, I'm not like Hale A Ke Ola, you know, Mental Kokua, Family Life Center Aloha House, who are directly involved with taking care of people with social service...with social illnesses and all that type of stuff. It was supposed to be a safety security part.

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But again, once we recognized these are the things that are missing, that's ended up...you know, we just ended up partnering with everybody, putting them...you know, putting us all in the right places together.

COUNCILMEMBER KING: Okay.

MR. KAUHAAHAA: The real --

COUNCILMEMBER KING: Great. I...I...I'll reserve my...any other questions for when we get to this item if you're going to be a resource. But I really appreciate that answer, and it kind of helps put it in perspective for me with how it works with the Clean and Safe Program. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo...and then if Members will recall, we did take this item up in Committee. So if you'd like to review some of that, some of the information is in there from the questions that you're asking. So if we'd like to get out of here while the sun is still up, then you have to remember to try to rein it in. Okay. Member Paltin, you have a question?

VICE-CHAIR PALTIN: Thank you, Chair. Thank you, Mr. Kauhaahaa. I just wanted to clarify, is the 523,400 in addition to the 350,000, or you wanted the 350,000 for the Lāhainā Clean and Safe to go up to 523,400?

MR. KAUHAAHAA: I believe those are separate items. The 500 is for housing, includes, you know, people getting fed, you know, a medical staff. It also provides for that social worker that would be...that would be able to co-respond with the police. It's all based off the LEADs Program. So we already have an MOU with the police, Ka Hale A Ke Ola, and Mental Health Kokua, already have. It's...it just kind of...so Lāhainā had nothing. It really didn't...there was, I mean, you had Ka Hale A Ke Ola, but nothing on the...at the...on the street going on. So --

VICE-CHAIR PALTIN: So in addition.

MR. KAUHAAHAA: -- this one provides for that.

VICE-CHAIR PALTIN: It's...it's in addition then?

MR. KAUHAAHAA: Yeah. Because like I said, we were more of a safety security. You know, we provide direction and guidance for companies, especially with all the business on...on the street. And again, we started that way, but recognizing what the real issues were and, you know, kindly come with the ability to work with that. And that's...you know, that's how it all happened, you know. A lot of this does focus around the police. None of this starts or stops without the police. And it's just a way of now once it's a non-criminal matter, you know, it doesn't...you know, people are still held hostage in their houses, in their businesses. They're not able to come out. You know, people don't go walking, you know, around their neighborhoods because of, you know, encampments and stuff like that. So this takes the burden off the police. Because once they move the

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person on, you know, there's nothing more they can do. But that's where these social services and this type of housing program works and assists.

VICE-CHAIR PALTIN: And this was designed to work with the CORE Program as well?

MR. KAUHAAHAA: Yeah. That's all the same...that's all under that same...with that same group.

VICE-CHAIR PALTIN: Okay.

MR. KAUHAAHAA: It's kind of like a...like I said, it just helps... so now, once it's a non-criminal matter, it's not just left. You know, people...you know, they're not handed a card and everybody walks off. It actually gets...you know, it gets a...it still gets the attention it...it needs.

VICE-CHAIR PALTIN: Thank you, Mr. Kauhaahaa. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Okay. Seeing no other questions, we'll thank Mr. Kauhaahaa for his testimony this morning, and we'll ask Staff to get his contact information so that when Member Johnson's priority comes up, we can have him on for questions. But yeah, as we...as we stated in the morning in our greetings, if we want to have a meeting that finishes early, then we have to try our best to keep it tight. Okay. Mahalo, Mr. Kauhaahaa.

MR. KAUHAAHAA: Okay. Mahalo. We'll see you guys later.

CHAIR RAWLINS-FERNANDEZ: Okay. So if there are no objections, Members, we'll now close public testimony and accept written testimony into the record.

**COUNCILMEMBERS VOICED NO OBJECTIONS**

COUNCILMEMBER JOHNSON: I think we have Doreen (*phonetic*) who wanted to testify. I'm sorry.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. Okay. Doreen Taltont (*phonetic*)? Oh, I think maybe she may have dropped.

COUNCILMEMBER JOHNSON: Looks like Junya just signed up too. Okay. All right.

CHAIR RAWLINS-FERNANDEZ: Okay. Junya Nakoa.

MR. NAKOA: Eh, howzit. Mawning.

CHAIR RAWLINS-FERNANDEZ: Morning.

MR. NAKOA: Just was listening to Bruddah Lawrence's testimony, yeah. But yeah, we need them. I going just tell you guys this. On Thursday...'cause again, I no mo' baseball, I

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went go cruise Front Street. And then I was walking Front Street checking out the masks that everybody talkin' about 'cause, you know, da kine but I run into at least, at least five local people, you know what I mean? I not going tell you how I affiliate...I know them, but they need help. They need help, and I went go buy them egg sandwich, I went go buy them water they wanted. They never had mask, I going give them...I was going give them one mask and...yeah. So we need this thing...we need this kine stuff and then in Lāhainā, for real, no joke. Get...not only the locals get...I don't know get the, I...I hate for say this, but get the guys that move here from the mainland and all that kine stuff and...but we need to...we need...yeah, we need people like Cousin Lawrence them for go...go down there. The police guys can only do so much. That...I spent...I was down there from in the afternoon from about 1:00 to 2:00 all the way to 9:00 at night, and I seen all kind action. I went over there just mostly for the mask, yeah, but plenty action. I wen cruise, I get to talk to plenty people. So this...this whatever program you guys talking about, I mean, I don't know all the names. Get so much names in this programs, but they all good. Like I said, the Aloha House one was ono, the one yesterday was good. This program going be solid. Lāhainā need 'em. So yeah, go support this buggah. Yeah, I...I going say that some of this kids, I went coach them high school baseball, and then I was going make...I was...I kind of wanted for slap them in the head, you know, da kine tell them straighten up. You know, you guys gotta da kine. You know what I mean? So I just went buy them one sandwich and one da kine and water. But yeah, and then, what you call? Since the Maui Police Department going be on top, you know, your guys' agenda, you know, had that incident down Grand Wailea? That...the guys was on the beach, was awesome 'cause...'cause I was talking to Sandy Baz about a week and a half ago, and he was telling me that they going do beach cruises. So the thing wasn't just...was just coincidence that the Maui Police Department was there when had the action. So I support the Maui Police Department for being there, and I got the confirmation that they going do more down there and going down to Kā'anapali. You know, I mean, just...you know, just make it no more double standard; it's for the tourists and the locals. Bottom line, the people. Mahalo, Maui Police Department and, yeah, shoots, brah. Mahalo. . . .(timer sounds). . . Oh, timing.

CHAIR RAWLINS-FERNANDEZ: You getting good at this, Mr. Nakoa.

MR. NAKOA: Watch out. Watch out. Watch out.

CHAIR RAWLINS-FERNANDEZ: Somebody going call you one professional pretty soon.

MR. NAKOA: I...I think I am already.

CHAIR RAWLINS-FERNANDEZ: All right. I think you are too. Okay.

MR. NAKOA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Any questions, Members? Seeing none, we'll thank you for your testimony this morning, Professional.

MR. NAKOA: Mawning. Mawning.

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CHAIR RAWLINS-FERNANDEZ: Okay. And I'm sorry, Member Johnson, I don't see Doreen Taltont back on or any phone numbers.

COUNCILMEMBER JOHNSON: Okay. Thank you for trying to accommodate, Chair. Mahalo.

CHAIR RAWLINS-FERNANDEZ: Okay. Members, if there are no objections, we'll close public testimony. And anyone wishing to testify can testify tomorrow at 9:00, and then we can accept written testimony into the record.

**COUNCILMEMBERS VOICED NO OBJECTIONS**

**. . .END OF PUBLIC TESTIMONY. . .**

**DEPARTMENT OF POLICE**

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Members. And then there's also going to be a public hearing at 6:00 p.m. on Friday, April 16th, so this Friday. It's for, you know, those that cannot make this...9:00 meetings because they have work. Okay? Okay. So today is Tuesday, April 13th, and we have three departments we'll be reviewing today, starting with the Department of Police, followed by the Department of the Prosecuting Attorney, and finally, Department of Public Works. We have the Department of Police with his entourage this morning. Aloha, Chief Tivoli Faaumu. I think you're...you're muted on your side. Okay. Check --

MR. FAAUMU: . . .*(inaudible)*. . . hear me okay? Can you?

CHAIR RAWLINS-FERNANDEZ: Yes. Success.

MR. FAAUMU: Now I'm unmuted. Good morning, Chair, and thank you for having us. I do have my Staff with me, and if I can introduce my Staff...well, I'll start off with my Deputy Chief, Dean Rickard; Assistant Chief Ramos and Assistant Chief Holokai; and also, our Business Administrator, Ms. Melissa Magonigle. Again, thank you for the invitation given the Maui Police Department and have opportunity to answer the questions pertaining to our FY 2022 annual budget, and we are here to answer any questions that you might have. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Okay. So we'll dive right into the questions that were submitted by the Members. Oh, and we'll also say aloha kakahiaka to Budget Director Michele Yoshimura.

MS. YOSHIMURA: Morning.

CHAIR RAWLINS-FERNANDEZ: Good morning. Okay. So first...first set of questions are regarding the overall budget. Question one, please list the Department's community



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partnerships referred to in the strategies section of the Department Summary.

MR. FAAUMU: Thank you, Chair. I know we do have a lot of program, but what I will do with the interest of time, I will highlight programs that we had worked with in partnership with our community. I will start off with Aloha House Family Life Center, Queens Hospital, Ka Hale A Ke Ola, Mental Health Kokua, Maui Humane Society, Mental Health America, Maui Drug Court, Salvation Army, our Law Enforcement Assistant Diversion program is on with the former testifier, former Police Officer Mr. Kauhaahaa, known as Lee, he mentioned . . . *(inaudible)*. . . increasing our community awareness, crisis intervention team, help our police officers prepare to deal with those that have mentally ill or challenges, mental health emergency workers, Governor's Hawai'i opioid initiative, and the Governor's Involuntary Hospitalization Community. Again, like I mentioned, with the interest of time, I highlighted programs that we are working with in partnership with the community. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Question two, please list the community programs developed by the community relations section that provides students and people of the community with meaningful experiences.

MR. FAAUMU: As you know, the goal and the missions of our community relationships and relationship...relation sections, it helps foster and maintains relationship with various entities and community businesses to include, but not limited to, the Department of Education. We work with elementary, middle school and high school, both public and private. We also work with Friends of the Children's Justice Centers, Kiwanis, Boys and Girls Club, Women Helping Women, Special Olympic, the Cancer Foundation, Parents and Children Together, Maui Food Bank. We also do programs with...we work in partnership too with Departments such as Shop with a Cop, Keep a Cop, Cop on Top, Citizens on Patrol, the Chaplaincy program, . . . *(inaudible)*. . . Academy, . . . *(inaudible)*. . . Leadership, National Takeback, Neighborhood Crime Watch, Support our Community, and Alcohol and Liquor Awareness, and program on social bullying awareness and drug awareness. We also do other things, you know, with the COVID-19. Our community relations think outside of the box, including coming up with creative programs such as Kokua Kūpuna that provides personal protective equipment and other items that they need for our kūpuna Lōkahi, Together We Can mask campaign. We create a user-friendly approachable, only open communication between the Department and the community through social media, videos and interviews. They do a Q&A around midday, sometimes some of the policies corrected is a little confusing. We tried to put it in a term where it's understandable. We do birthday surprises through our DARE program, we learn students that have birthdays, so we a drive-by with police vehicles to celebrate that. Public Service Announcement, we also promote and provide easy access to the community and other clinics, and also provide avenue and information for the Maui Police Department personnel regarding COVID-19, and we try to bring cheer to our kūpuna. We do have some unprofessional musician that go out there and plays some ukulele. They don't invite me, I guess my singing is not that good, but we do provide that service. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Okay. Question three, if Council were to ask

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for an 11 percent cut in programs and activities funded by the General Fund to fully fund the recommendations proposed in the draft Comprehensive Affordable Housing Plan at \$57,000,000 without increasing real property tax revenue, A, what programs or activities would you cut; and B, what impact would the cuts have on residents?

MR. FAAUMU: Chair, I know this is a tough questions, especially with the pandemic and the tests coming in, and also a lot of business goes out. The Maui Police Department aren't able to make any cuts to our program. We did a 25 percent cut in our premium, as we provide our Budget to the Mayor, and also, as you know, the Mayor made his cut...his Administration made his cut. And what would impact the cuts on our residents, regardless of what our men and women of the Maui Police Department, we do everything to make sure that we provide the service with whatever resources that we have. At this time, Madam Chair, we are unable to give you any program that we can cut to provide...to make sure that our service...our service to our resident is being provided. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. The next three questions are regarding salaries and wages. Question one, are the four police officers...COPS grant positions part of the critical outreach and response through education core program. A, why does the Department fund 40 percent of the COPS grant position in FY'22? Will the grant continue in FY'23?

MR. FAAUMU: Yes, our police...the first questions, are the four police officers with the COPS grant position part of the critical outreach response through education program? And the answer to that, Madam Chair, is yes. And then the next questions, A, why does the Department fund 40 percent? At this time, it will be. But in the future, the Department will be requesting for fully fund of the core program as it related to the grant...the COPS grant in FY 2023. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Question two, are the Police Psychologist II and Grants Management Operations Assistants positions filled or vacant?

MR. FAAUMU: Thank you, Madam Chair. The Grant Management Operation Assistant was filled January 1st, of 2021. Right now our Police Psychologist, we are working very closely with our Department of Personnel Services, we're reviewing the position descriptions and other things as it related to others. They do...we submit our position on that, with our position description. The Department of Personnel Services has some other questions, and it is in the process of finalizing the position description so the Department can move forward in hiring the Psychologist. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Question three, I appreciate that premium pay for the Department is remaining relatively flat for FY'22. However, premium pay for the uniform patrol services program is still high at \$2,970,000. What steps is the Department taking to reduce the amount of premium pay for the uniform patrol services program?

MR. FAAUMU: Thank you, Madam Chair. Maybe it's a tough question as you look at it, and

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you know, our uniform patrol services bureau is the front line of the Department. Increase in FY 2022 premium that we had requested, it was cut by 25 percent across the board, and we did that in FY 2021. We also have policies in place as far as we do think the premium pay. General orders, 202.10 also address that. General order is working beyond normal working hours. Basically, what it is, it's set up parameters so anyone that will work and on overtime purposes, there are procedures and protocol that must be in place. We also have...our premium pay includes emergency callback, hazardous pay, night differential and temporary assignment when possible. We try to adjust our schedules to alleviate overtime costs. Again, our policy that is set in place will help us with that. As you all know, the COVID-19, there are other related duties that added to us, such as our airport details. In the beginning, we put everybody on a 12-hour shift. But right now, we...once reviewing our daily situation, that report, we realized that we set conditions, we need to go back to normal working hours, so we did that. Right now, the only folks that are working on a 12-hour shift is our emergency service dispatcher, and also our Wailuku, or District 1 districts. We went out and they requested mask enforcement task force. We did road blocks to East Maui. We also...as I mentioned, we have a presence at the airport, and sometimes the front line and the demand on other additional duty are unable to cover by our front line officers, so what we do, we open it up to our support elements, such as our detectives, our folks...investigators from our vice division, our support services bill element. And as you all know, we do get subpoenaed to go to court. We're out there. And then we do have mandatory training as required, such as annual training. There are training that is mandated for the ability of...the protections of our folks. When that happens, we have to get a backfill to our officers. Again, on a daily operation, when we do have an arrest or a late case, by policy, a report will be submitted by the end of the shift. And that incurs overtime too. And as you all know, sometimes unpredictable elements, all events, such as a natural disaster or manmade, will cause the department to work overtime on those incidents. With that, thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. The next set of questions is regarding operations and equipment. Question one, does the Department support the proposal for the new Law Enforcement Assisted Diversion, LEAD program, in Lāhainā? How successful was the pilot project?

MR. FAAUMU: Thank you. When we kicked off with this pilot program in 2019, when it was up and running, we assisted 24--I'm only referring to the pilot program in Central Maui--we assisted 24 individuals that is houseless. We were able to provide service to them, and I'm happy to say that right now they are no longer houseless, able to connect with their families, and start a new life. We do support that. We support the LEAD program in Lāhainā as an extension of our current LEAD programs, which is under the direction and managed by our quality assurance section, our core unit. Since the...the program kick off in our first year, we see the success. We like to move on further into other program, and to see what is going on, and we know that it is working. We are looking at other programs elsewhere, related to our Honolulu Police Department, and then of course the west coast . . . *(inaudible)* . . . department. And we are looking at best evidence practice that will help us as we do support the program on the west side of the island. Thank you, Madam Chair.

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CHAIR RAWLINS-FERNANDEZ: Mahalo. Question two, please describe how the Department plans to implement its strategy to advocate energy efficiency as stated in the Department Summary, including any plans for hybrid vehicles or to convert to solar power to reduce the \$600,000 electric bill.

MR. FAAUMU: Thank you, Madam Chair. It is a good question. As the Chief, I always look at ways of how we can, as a Department, still provide services and save money at the same time. We do some researches as our quality assurance involved with...and also our motor pool coordinator. I'll give you an example. A hybrid Explorer, it will cost an additional \$10,000 per vehicles. And as these vehicles are working, there are other moving mechanics in there to even include the disposal of the battery when it's need to. So we do a...we did a study on...to find out what will be the best vehicle for us as far as fuel consumption, and we learned that the newest SUV is better than the Caprice and the Chargers overall, compared to other Department, to include our Crown Victorias. As you know, technology, every year they come up with something better and better for the customers. As far as what we're doing with our \$600 [sic] electric bill, we are working in our Wailuku police station, and we hope...the parking lot, I'm...that is, and we're hoping we can renovate that. And with that, we can at least with affordable . . . (inaudible). . . to help us with that. Right now, our Lānaʻi police station has solar panels, and that is an investment we made in the past years. And I'm hoping that as we done the renovation, at least the parking, and then we can move forward for the second phase of our parking lot, where we put up solar panels in the area. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Question three, relating to travel expenses. A, given the ongoing pandemic, please explain the need for the same level of travel budget as in FY'21; and B, does the Department expect to realize carryover savings in travel expenses from FY'21 due to travel restrictions? If so, in what amount?

MR. FAAUMU: Okay. Training. Training, training, training is what we are made of. As you all know, if you want assigned to a specialized positions, you are required to maintain a resume and your certifications. For example, those that are working detectives, they are working in property crime, cyber units, crime against persons, they have certain certification. When they testify in court, it also requires that. It requires very important that we may get . . . (inaudible). . . during the training here through the State, and where we can share with other counties during the cost of that, and other departments are doing the same. We do have virtual training right now because of COVID-19. We used to have our annual recall that we meet every month for that purpose. We did invest in technology for this one, now those training is done virtually. And then we do track how many officers took the training, and how many officers are not taking the training. Again, it's very important for the certifications to provide the better service. You know, as I mentioned to you, you know, sexual assault investigation training, National Association of School Resources Officers, advanced crisis negotiation...K-9, they need to be certified...legal homicide investigation team, and I'd like to commend them on what they have done. And as you know, right now, we are moving to forensic. We do have cyber, juvenile, domestic violence, and also cold case training. Thank you, Madam Chair.

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CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Question four, how many vehicles does administration programs, gasoline, diesel, oil, et cetera, allocation supply?

MR. FAAUMU: Okay. The Department expects to have a carryover saving, you know, and I think this is from my last questions, so if you don't mind, if I may just touch it really quickly before I go onto the next questions. You did have questions about saving carryover from training. We do have a carryover from saving, as far as 495,000. And as of February 28, that we only spend \$70,000. So we do have a remaining balance of 85.8 percent on that. I do apologize for missing that and not answering question B of number three. Going over to number four, as far as how does that administration program as far as diesel, gasoline and oil, those funding from the administration program, and now we supply fuel approximately to...oh yeah, approximately 350 vehicles that we service. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Question five, what does the uniform allowance cover? Is the \$295,800 evenly distributed amongst all ten EP and police administration? Are secretary and analyst excluded?

MR. FAAUMU: Yes. Per our collective bargaining agreement, Article 17, the...it's stated our uniform maintenance allowance, effective July 1st, 2013, to all employees. And to answer that second question, and yes, it covers all sworn personnel, to include the Office of the Chief. Our nonsworn personnel do not entitled to that uniform allowance per their Hawai'i Government employee association bargaining unit agreement. We do distribute these funds, the 50 percent...it is a \$300 per fiscal year. And 50 percent of the allowance will be paid out July 1st, and then the second one is July...January 1st of the following year of each fiscal. So employees are...we do have our protocols for employees that are out or suspended for more than five days. We do not cover their payment, and if an employee...of any employee, so prior to the end of the fiscal year the employee . . . (inaudible). . . be entitled to recover on anything, which means if anybody leaves prior to that and we have paid out, then we are entitled to recover that. And that is all of question number five. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Question six, the Peace Officer Background Investigation Tracking System, POBITS, and Cordico Wellness expansion cost was \$36,500 in FY'21. What amount of that appropriation is meant to be deleted, given that the proposed \$82,500 for professional services is the same for FY'21 and FY'22?

MR. FAAUMU: Thank you, Madam Chair. The Cordico and the POBITS expansion cost, it is a continuation cost. Initially it was deleted, we believe we thought that it was a one-time cost in FY 2021, but it is not. It is a continuation cost that will be paid out, and it is in our budget for \$82,500. Those...the Cordico help us out with wellness program, it is something that you had campaigned for and you advocate and we had our meeting for that, and that is our part of what we had done. And then the police officer's background investigation is trying to address some of the process, the application process, to minimize or to cut it down. As you know, most applicants, they will not wait for another year, or a year and a half, or six months for us to process it. And these

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programs . . . but POBITS will help us expedite that. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo Chief. Question seven, the Pen-Link system services expansion cost was \$26,000 in FY'21. What amount of that appropriation is meant to be deleted, given that the proposed 28,500 for professional services is the same for FY'21 and FY'22?

MR. FAAUMU: Our Pen-Link, it is a system very important to our investigation that is used by our investigating purpose services bill. Again, it is a continuation cost. Initially it was deleted, thinking that it is a one-time fee; however, it is not. It is part of our professional services that we do pay out every year for that purpose. And that is what we...why we have to ask for the \$28,000 for our...over \$28,000 for our budget. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo Chief. Question eight, what is being proposed for the Lāhainā station that requires an environmental impact study?

MR. FAAUMU: Thank you, Madam Chair. As you know, community on the West Side has grown, and so we provide more officers in there to provide the service that is needed, and this station is being updated. And basically, we need that \$50,000 so we can do a survey and the environment impact statement to make sure to look at the station, look at the occupations, and needs of the Department, and come out with a...come out with the stations or something that...so we don't know what built, and . . . *(inaudible)* . . . use some of the funding for that purpose. It's the study that we wanted to do. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Question nine, relating to autopsies and investigations, A, please provide additional details on increasing trends, including the amount of the increase and possible causes. B, has the Department considered hiring internal staff to perform the professional services required rather than contracting for these services?

MR. FAAUMU: Thank you, Madam Chair. I know, I do come in in need. I always ask for more money to provide services for this. Looking at your questions, we do have the statistics for FY 2021, any of these in hard copy and I'm pretty sure you wanted to find out why don't we hire somebody for that purpose. It is something that we haven't entertained in the future, or conversation has not come into it because as you all know, professionals in this area, the pay grade is pretty high. All three counties, Big Island, Kaua'i and Maui, we have coroners except the Honolulu Police Department, the Honolulu County. They do have a medical examiner's office as an option. It's an option of something that we can just...I want this panel to realize besides paying the salaries for the professionals, and also those that go out and recover the bodies, but we also have to come up with the resources, resources such as the proper disposition of biohazard, and what do we do with human remains, and things like that. And right now, the only thing that we are dealing with is the disposal of unclaimed bodies. Usually every year we do have unclaimed bodies in our forensic facility, and we are responsible for that. And just for your information, we do have four unclaimed bodies, so we have protocols that we work

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with the Department of Health to address this issue. But it is something that we are open to look at and entertain with this panel. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question ten, please explain the need and use of 75 additional Tasers at a cost of \$90,000.

MR. FAAUMU: Our Taser program, we have a five-year contract with Axon TASER. And FY'22, we...it's the fifth year of this contract, and we always renew it. And as far as purchasing the 75 additional Tasers, and that is for anticipating of new employees coming on board, and also replacement for any damaged Tasers that is in our current inventory. So we always have that readily available. I guess you can call it spare parts on the side in case you need it. But that answered the questions. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question 11, relating to automated external defibrillators, A, what are the Department's plans for expired AED disposal; and B, could the Department work with the Department of Parks and Recreation to procure replacement AEDs that last longer, ten years, and cost less, \$2,000?

MR. FAAUMU: Thank you, Madam Chair. Right now our current AED, we don't have credits for it when we turn in the old AEDs, but we also put it on the side. Let me just give you an idea of our AED program. It's only assigned to the beat. For example, we have 12 beats in Wailuku, so we have 14 AEDs. And then Kihei, five beats, Lāhainā 5 beats. So the AED is assigned to a beat, and it's passed on from one officer to the next officer, then the next officer. So 24 hours service for it. We are looking at the AED that will provide better services to our community. And as you know, as first responders, when we arrive at the scene, we hook up the AED and it is live then, and then sometimes the Fire Department or the medics will get in to provide for advanced lifesaving. So having an AED that is compatible with the Fire and the medic is very important to provide service to that community. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Question 12, what is the disposal process for special response team equipment that gets replaced?

MR. FAAUMU: Looking at our ballistic vests for our special response team, what we use the old ballistic vests for, we use it for training purposes. We also use it doing our physical training, and we do have operators training. And to prevent the wear and tear from the new vest that we get is we get it prepared for the missions, we use the old one for that purpose. And as far as firearms, most of the times these firearms are cut up and disposed of, and it is considered unusable. And everything we do with the process with the firearms that we do recover as evidence. We destroy that. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question 13, please explain the need for a long range acoustic device portable speaker system for Moloka'i patrol?

MR. FAAUMU: Thank you, Madam Chair. Based on the feedback that I got from the commanders...for the commanders from the districts, we do have remote areas. Sometimes our PA system in our vehicles are unable to give fair warning. As you all

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know, sometimes the siren is not working properly, so the commander looks at that and do an assessment in case of a natural or man-made disaster, what would be the best tools for the police to use in the remote area. So we came up with the long range acoustic device that will help us deliver the message to the systems, and is better than what we had. Whether it is a bullhorn or the PA system on our vehicle, this equipment is best to provide warning in time of a disaster. More like a tsunami, a threat of something in a low lying area. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Question 14, please explain the need for Kihei patrol upgrading from an ATV to a Polaris.

MR. FAAUMU: Right now, our ATV program is a single individual, a single officer that will go out on patrol, as we see the challenge that we faced in the past, and sometimes going out into a remote area where we need to have more officers deployed there, areas that are not accessible with our vehicles. So upgrading to the Polaris would be able to bring equipment and officers to get to an area where it is not accessible, and will also help us when we come across a victim or something. You know, we can use the Polaris for that purpose, bringing that victim to a place where the other first responders can provide services for it. Just to provide better service, and it is a feedback that we learned from the field officers. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question, 15, relating to portable radios: A, is the department replacing their 800 MHz radios; B, what is the difference between the 1,500 portable radios allocated for expansion position in FY'21, and the \$8,334 portable radio proposed for FY'22; and C, what is the plan for disposal of replaced radios?

MR. FAAUMU: Okay. As you know, during the planning for the radio system, it's not just for the Police. It is a system that will cover other members of the Department...other Department, other agencies in the counties. And so we needed to replace some of the portable radios. We do annual maintenance. We make sure that these portable radios are working properly, and to ensure that we do have the cache of radios that be available. As you know, when disaster happens, sometimes the public, they expect services, and that's kind of what we are trying to do with the 800 MHz, that we are looking at replacing some of the portable radios. The expansion position, as far as the cost of each portable radio, again, it was incorrectly, and I do apologize to the panels for that, as we put down 1,500 for portable radios, but actually the actual cost is \$8,334. Again, my apology to the panel. Again, if I just to elaborate on what I am saying. What I am looking at is just to replace what we have, and to make sure that we have radio readily available to provide service when the time for it. And that portable radios is not just for the Police Department, it is used by other Department in the County. But we manage the radio system. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. And then for C, what is the plan for disposal of replaced radios? Did you catch that one?

MR. FAAUMU: The plan for disposable of the six radios...right now, we have shortages. We do have shortages in our inventory. And basically, we are going to ask for new radios



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for expansion position, as I mentioned to you. And then the other...we have radios we can bring into service, and then we can deploy out to other agencies that need portable radios, meaning other departments that is on the system. I hope that answered the questions.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question 16, relating to equipment and vehicle for the technical support services program, A, did the Department use the entire \$3.7 million appropriated in FY'21 for equipment and vehicles? If not, how much was used, and what is the carryover savings? And B, how many vehicles were purchased by the department in FY'21?

MR. FAAUMU: Okay. Thank you, Madam Chair. To answer that first questions, A, yes, we did have a carryover saving expected to be approximately \$35,000. And as far as how many vehicles that we purchased in FY 2021, we had purchased 57 vehicles that was budgeted for. And right now, the funding has been...or the vehicles have been purchased, or funding is encumbered. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. Question 17, relating to the replacement of County vehicles, does the Department track whether the replaced vehicles are sold, traded in, donated, or disposed of? Are there reports that indicate the selling price of these vehicles, if sold?

MR. FAAUMU: Thank you, Madam Chair. We basically take whatever saving that we get from the used vehicle as we trade it in, and we use that toward the payment of the pending vehicles that we bid for. On an average, it's about \$300. As you know, most of our vehicles are pretty used up. Just to give you an idea of how we work on it is, the vehicle assigned to our patrol officers, most of the time they are the first one to be replaced. The second one is our supervisor's and commander's vehicles. Those vehicles are usually handed down to other support unit, and then they use it until the mileage or it's time to trade in. That's kind of the idea of how we do it. And we normally work with our...with either the dealership or the vendor; that is, we . . . that win the contract, and we use the trade in as part of the saving. Right now, they will pick up the money from whatever is left from these vehicles that we trade in. But just for your information, as I mentioned to you, with our SOP, as far as the replacement policy, either the vehicle, the patrol vehicles front line is every four years of service, and second one is 90,000 miles or more, and the last one is the repair costs exceed the value of the vehicles. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo. The next three questions are regarding key activity goals and measures. One, relating to the administration program goal one, enhanced personnel development; measure two states, conduct administrative investigations in a timely manner when a complaint of misconduct is made against an MPD employee. Please explain what has facilitated the increase in the percentage of administrative investigations being completed within 90 days from 52 percent to 95 percent?

MR. FAAUMU: Thank you, Madam Chair. Our internal affairs manage the administrative investigation program, whether they are involved in the investigation or it's being

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assigned to other districts. As far as 90 days, it is something that we wanted to. That is our goal. Our goal is to make sure that this investigation is completed within the 90 days. So what are we looking for is we like to at least have 95 percent. So the question is...will be how are we going to accomplish those questions. I know that with our body-worn camera system, it has decreased conduct complaints toward police officers. So that helps the volume of investigation conducted by either the internal affairs, or the bill responsible for the employees. So with that being said, we like to see the numbers get better. So not only we are accountable for our employee, at least let them know where the cases may be, or accountable to the public, if we do receive a public complaint. But there are times we do have challenges, challenges such as we need to get more statements for some of our employees, they're either out on leave, or trainings, or unavailable, so we try to adjust to that so we can meet our goal of 95 percent. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question two, relating to investigative services program, goal one, reduce crime and increase public safety with prevention methods. What is being attributed to the decrease in part one, offenses cleared by arrest from an actual 82 percent in FY'20 to an estimated 25 percent for FY'21 and FY'22?

MR. FAAUMU: Thank you, Madam Chair. And in this questions, it is...what we like to do is we'd like to make some changes to the...our goal and...to the language of our goal and objectives. As far as cleared by arrest, it should be at least cleared by what officers are working on. And the reason behind it too is sometimes the cases are being worked on, and there was no arrest to it. You know, whether the victims, you know, if it is a property crime, whatever victims decided to forgo the investigation because insurance get involved with it. Other times, the victims...you know, property, not crime against person, might change their mind and decided to sign a withdraw of prosecution. And then when this case goes up to the prosecutor, those cases are classified as non-prosecutable. And so with that being said, Madam Chair, what we like to do is to achieve our goal, 80 percent of part one, offenses that we clear for FY'22, we'd like to redo the language for our investigative services program, goal number one, and clear and eliminated clear by or not by arrest. Because not all cases are clear by arrest. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question three, relating to uniform patrol services program, goal number two, enhanced quality of life, please explain what has facilitated the increase in the percentage of response times under five minutes for in-progress and high priority calls from 64 percent in FY'20 when estimated 95 percent for FY'21 and FY'22.

MR. FAAUMU: Thank you, Madam Chair. As you all know, we always strive to provide better service. As we look at the past years, we learn from there, and we look at what can we do. How can we provide our services, why we are looking at it to at least achieve our goals by 95 percent. But as you all know, sometimes it's due to unforeseen circumstances, to include weather, visibility, distance, safety, arriving at the scenes, of course, becomes a priority. It is our way of striving to provide a better service and instead of, you know, sometimes you hear from the public, the officer didn't...why it

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take hours for our police officers to arrive. So we trying to work on that, you know, to just provide better service. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo. And the last question is regarding grant funds. Question one, several investigative services and uniform patrol services explanations notes anticipated costs related to grant activity. Please explain what that means.

MR. FAAUMU: As you all know, a lot of times some of our programs is not covered by our...our Budget. And so we do, you know, we can't just sit and say, you know what, we don't have the money for it, we can't do it. We will always strive to improve that, to provide that service, by looking at grants that is available out there. Some of the grants are provided by the State, some of the grants are provided by the Federal Government. And as you can see, most of the crimes and most of the time that you would hear our seatbelt campaign, our texts, our OUI campaign, some of those grants...some of the funding provided for those services are grant funded. And with that, I would just like to give you an example. With those campaigns by the traffic section, we did reduce our fatalities to by 52 percent. And I'm not sure if you're fully aware, but I would like to share with you that the State of Hawai'i is number one in the nation as far as reduce in fatalities. There were nine states that did that, and the State of Hawai'i is number one. And the reason why we are number one, the County of Honolulu, their fatalities were up between Kaua'i and the big island, there were averaged about 36 to 38. But because of our numbers, 52 percent, that promote us, to make us number one in the nation, where we reduced it by 20 percent. That happened because of grant funding that we received from the Federal Government. Our special investigative section, we know that there is issues out there with the drugs, and things like that. They do have granting from the Federal Government to support this program within our Department, to help us provide service and make our community a safe place to live and work. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo Chief. That was the last question for the questions that were transmitted to the Department. It is 10:35, so we'll take our morning break now. Are there any objections to that? Okay. So we'll break to 10:45. It is 10:35 on April 13th, and the Budget, Finance, and Economic Development Committee is now in recess. . . .(gavel). . .

**RECESS: 10:35 a.m.**

**RECONVENE: 10:55 a.m.**

CHAIR RAWLINS-FERNANDEZ: . . .(gavel). . . Will the Budget, Finance, and Economic Development Committee please return to order. Next in our process is DJ Pajimola. Crank it up.

UNIDENTIFIED SPEAKER: Hit it.

(stretching exercise)

CHAIR RAWLINS-FERNANDEZ: Okay. Good job. That was *I De Do Do Da Da* by The Police.

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Mahalo, DJ Pajimola.

COUNCILMEMBER LEE: Oh, mahalo.

CHAIR RAWLINS-FERNANDEZ: Okay. So now that we're all up, got the blood circulating again. I have five minutes on the clock. We'll start with our subject matter Committee Chair, Member Molina, followed by Committee Vice-Chair Paltin, and then we'll go to Member Sugimura. Okay. Member Molina, you ready?

COUNCILMEMBER MOLINA: Ready. Thank you very much, Madam Chair. Good morning, Chief, and to all of our great Police Department personnel. I know you've been answering a lot of questions this morning. So for myself, I only have about 15 or 20 more to ask you but...in five minutes...but I'll condense it down to just maybe one or two. First of all, Chief, what is the status for any community police officer for the Pā'ia area, only because the Council will be considering a safe and...Clean and Safe Program for Pā'ia and you know, the community has been asking about community policing. What is the status on that? And I know you have to prioritize your police officers for other duties, but just wondering, what the latest is for Pā'ia, Chief.

MR. FAAUMU: Thank you. And thank you, Councilmember Molina, and thank you, Madam Chair for that...allowing me to answer that question. We did...as I was here last year, we did talk about that, the community police officers for Pā'ia. And our Assistant Chief had put it as a priority to have one for Pā'ia, but as you know, COVID-19 pandemic had changed our course of action for that. And right now, we will revisit that, the community police officer for Pā'ia, and to ensure that we have that. We see a lot...I receive a lot of email from you about concern from your constituents, and we're working on addressing that. Unfortunately, we do have others from the other County, of other districts...excuse me, other districts to address, but we have that in place. I hope that we can...with the vaccine, we can get back to that. Thank you.

COUNCILMEMBER MOLINA: Okay. Thank you, Chief. And with regards to the in-house autopsies, at some point, if you could give us, in writing, detail...more details and the cost of that if that's something the Police Department is certainly looking into. With regards now to your recruitment challenges, are you...are we still having other counties trying to...I don't want to use the word steal our officers but, you know, recruit our officers for their respective counties because we're such an excellent training program here in the Maui Police Department. Any word on that, as where we stand in terms of recruitment and all of our...most of our positions being filled at this point?

MR. FAAUMU: Thank you. Thank you, Madam Chair. Councilmember Molina, it has always been something that was in my plate, in my five-year plan when I signed up for chief, is to address that. I think the highest at one time we got to was 96, and then things changed. To answer your questions, we do have...we do have officers that are moving on to other areas. We do have 400 authorized positions for police officers, and we have 77 vacancies, 81 percent on that our other positions. Our civilian positions we have 144, and we do have 34 positions that have...and then 34 vacancies, and most of the time is the emergency service dispatchers. What are we doing in the meantime? The

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focused program we use, that way we will speed up the process and allow us to. I know there was a question of concern about psychological testing, part of the process, we are looking at that. My business administrator, Ms. Magonigle, has been in conversation with other psychologists to address those issues, and hopefully that will change things. As you know, nationwide there's much going on. A lot of people are...a lot of departments that is, reaching out and basically posting their positions. You know, there is a difference between an entry level; they even post position for lateral transfer, and they offer more money for that purpose. And it's kind of a challenge that we are facing now as far as recruitment, but we are moving forward with that. Our emergency service dispatcher, we are making some changes to the position description. And we are working with DPS very closely on that, and hopefully we can address those issues and we can attract more applicants. But we do see an influx of applicants now, and the biggest challenge is the delay of processing the applicants. You know, most people don't want to sit around and wait for one year to be processed. We are looking at ways on how we can...as you...to start off with, now we can take the test online. Wherever you are, you can apply online and take the test. I hope that answers your questions, and again, it is always a challenge. Thank you.

COUNCILMEMBER MOLINA: Definitely so, Chief. And last one, do you still offer the ride-along program? I did that ride along years ago, and it was a real enlightening experience to ride along with the police officer and see what they have to deal with up front and personal. Is that program still in effect, or has that been suspended because of COVID?

CHAIR RAWLINS-FERNANDEZ: Chief, if you can just respond really quickly, the timer went off, sorry. A yes or no.

MR. FAAUMU: Thank you. We do have that program. Program is still up and running, and always open to any members of the public. Thank you.

COUNCILMEMBER MOLINA: Okay. Thank you very much, Chief. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. And of course, I'll ask if you have follow up, and we can do follow up. Member Paltin, followed by Member Sugimura.

VICE-CHAIR PALTIN: Thank you, Chair. Can you hear me okay?

CHAIR RAWLINS-FERNANDEZ: Yes, sounds good.

VICE-CHAIR PALTIN: Okay. Just because we're on a time, if I get the answer, I might interrupt you and move onto the next question, but I don't mean to be disrespectful or rude. Thank you. My first question, in relation to the AEDs, the Parks Department gets similar AEDs to the Fire that gives the monitoring information and keeps the log, but their AEDs last for ten years and are \$2,000 whereas your AEDs are six years for \$3,334. And I just was wondering like, you know, if the County standardized AEDs, maybe we can get some savings that way since it's comparable, but theirs last longer for less. Any input on that?

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MR. FAAUMU: Thank you. The question...the answer to your question is...I do apologize, we made a mistake on the cost of AED. It should have been the same as Parks and Fire Department. The second question is why is it six years for the Police and ten years for the Parks Department. As you can see, an AED is out and about 24/7, and it's in the trunk of our police vehicles. So it takes a toll on those. And to make sure that we have better service, we limit it to six years.

VICE-CHAIR PALTIN: Okay. But it's not on 24/7, you just store it in the trunk of your car, off, correct?

MR. FAAUMU: No, it is...yeah, that is correct. It's not on 24/7, but it is out on the field 24/7. It passes from one police officer to the next, to the next.

VICE-CHAIR PALTIN: Okay. I don't understand how that creates more wear and tear if it's off. Because it's only on when it's used, and --

MR. FAAUMU: But we do --

VICE-CHAIR PALTIN: -- the Fire Department is used 24/7 as well, and theirs lasts longer than six years.

MR. FAAUMU: Okay. Thank you. As you know, ours...we are the first unit, or first responder that arrives at the scene all the time. So the use of our AED is we use it a lot. And again, it is out on the field 24/7, but we do use it a lot. Thank you.

VICE-CHAIR PALTIN: My next question has to do with capacity for fatalities. What is your capacity per day or per week to handle or process fatalities? Do we have a coroner on the island or medical examiner?

MR. FAAUMU: Well, as far as the coroner, I am the coroner for the County of Maui, but we do have a contract pathologist that we work with. So when we do have an incident...a death investigation they're required to, then we work with our service provider and schedule that. We do have the facility, the forensic facility where the body of...where the victim's body of any crime goes to. We have the forensic facility for that purpose, and we control that. Thank you.

VICE-CHAIR PALTIN: *(Audio interference)* individual on island? Is the contracted individual within the County, or do they come from a different jurisdiction?

MR. FAAUMU: The contract...as far as recovering the body, it is from the County. It is here on Maui, they respond 24/7. And as far as the pathologist that performs the autopsy is also from the island, lives here. He is a resident of Maui Island. Thank you.

VICE-CHAIR PALTIN: And what is the capacity? How many bodies can we store at any one time?

MR. FAAUMU: Right now, our forensic facility...just the forensic facility, we do have a capacity

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of 40 that we can store in there, but we also have the...the reefer, or the container that...outside of it that we can store more bodies in there if we need to. But the facility is 40-plus. Thank you.

VICE-CHAIR PALTIN: Thank you. And then for the Peace Officer Background Investigation System, whose background is being investigated? Is it the peace officers, or is it . . . *(timer sounds)*. . . someone else?

MR. FAAUMU: The answer to your question is for the applicants, so that way we can expedite the process of processing them through the application process. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Sugimura, followed by Member Johnson.

COUNCILMEMBER SUGIMURA: Thank you. Chief, it's so nice to...that you're here. And this will be the last time you'll appear before us for Budget because you're retiring, so I wanted to thank you for your years of service, as well as the five years that you've been leading the charge for the Department. I also wanted to say that I know that you were planning on retiring earlier, but you decided not to because of COVID, and to lead us through this very trying time. So thank you very much, Chief, for that. So when is your official last day?

MR. FAAUMU: My last day in the office is April 30th.

COUNCILMEMBER SUGIMURA: Oh, it is? So...

MR. FAAUMU: The effective date...yes.

COUNCILMEMBER SUGIMURA: Okay.

MR. FAAUMU: . . . *(inaudible)*. . . thank you for your kind words.

COUNCILMEMBER SUGIMURA: And then in your absence, once you retire, who will be in charge of the Department until the Police Commission finds a replacement?

MR. FAAUMU: Thank you, Madam Chair. The Police Commissioner has appointed...or selected...Deputy Chief Rickard will be the interim Chief for the Maui Police Department. Thank you.

COUNCILMEMBER SUGIMURA: Okay. Very good. Well, anyway, I just wanted to make note of that, and thank you for all your years of service. The vehicle homicide unit--which I wasn't able to find them specifically, I apologize for that--has an old van, which is a 1991 van with a lot of mileage. So do you have a replacement vehicle for that?

MR. FAAUMU: Right now --

COUNCILMEMBER SUGIMURA: I looked through the detail budget, I didn't see it.

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MR. FAAUMU: Yeah. Thank you Councilmember. Right now, we don't have a replacement for that vehicle. So we will make use of it until we can put in our Budget to have it replaced. But right now, we don't have...it's not...it was proposed in our Budget, but did not make the list for vehicles.

COUNCILMEMBER SUGIMURA: Okay. So it's...it's...all right. So it's still operational, or it's fine then until that...maybe next year or something. And I just want to also...I don't really have more questions, I just want to say that I'm glad to hear that the Safe and Clean program, or Clean and Safe program is so successful, and that it's expanding to other areas. And then one last thing is maybe...well, pre-COVID, maybe two terms...well, my first term, there was a talk about the Kula area, or the Upcountry area and the district for the police to be narrowed down. I think we're in this huge compilation of many communities. So what is a current breakdown of the districts for Upcountry? And I guess it would involve Mr. Molina too, his area.

MR. FAAUMU: Thank you, Councilmember Sugimura. Your district was always listed in my long-term goal to address where we can break the Upcountry as District 7, break it from Central, and they can manage this again, is what you say, the growth of the community. And basically, what we were going to do is our officers and supervisors and legals assigned to Upcountry, we can just basically move those up there like...very similar to what we did with District 6 of South Maui. It was being done in the past, but it is something that is still in the work that we'd like to address. Thank you.

COUNCILMEMBER SUGIMURA: Okay. Okay. So it's...for obvious...I guess things have changed because of COVID, but is it something that the Department will keep in its plans for the future?

MR. FAAUMU: Yes. It will always be in there because each commander has to list a five-year plan, and it is part of our five-year plan too for our Department. Thank you.

COUNCILMEMBER SUGIMURA: Thank you. Thank you very much, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Member Johnson, followed by Member King.

COUNCILMEMBER JOHNSON: Thank you, Chair. Good morning, Police Officers, Chiefs and Deputies. I've got some quick questions for you, so let me start here with does the Department support LEAD programs in other districts besides Wailuku and Lāhainā?

MR. FAAUMU: Thank you, Madam Chair. Councilmember Johnson, yes, the Department supports that. We see the success here in Central Maui, and we like to continue moving that success into another part of our county. Thank you.

COUNCILMEMBER JOHNSON: Thank you, Chief. I also support that too. That's great to hear you say that. So it's my understanding that the Wailuku district is still on a 12-hour shift. How many days a week are the district officers working 12 hours a shift?



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MR. FAAUMU: They do work five days a week, 12-hour shifts. And the reason behind that is we look at our manpower and the demand...additional demand of responsibilities, duties and responsibility . . .(inaudible). . .

*(Audio disruption)*

CHAIR RAWLINS-FERNANDEZ: . . .(gavel). . . Will the Budget, Finance, and Economic Development Committee please return to order. It's 10:25 on April 13th, and we are reviewing the Police, and we are on Member Johnson's time. And Member Johnson, I'm going to add 30 seconds to your remaining two minutes for that disruption, and I have the time on the clock now. You may proceed.

COUNCILMEMBER JOHNSON: Thank you, Chair. Once again, greetings, Department. So my next question is coming out of our big three-ring binder Budget proposal. On page 479, your Department mentions external factors that may affect your ability to do your job. So one thing I will compare it to is on page 228 in the firefighting Department, they mention that substance abuse, stress, all of these things can affect the firefighter's job performance, and I notice you didn't mention it in your external factors. And I also notice that the psychologist is still not fulfilled. So how important is the mental health of your officers to getting the job done to you? Mahalo.

MR. FAAUMU: Thank you, Madam Chair. Councilmember Johnson, it is very important. And it started about a year ago where I met with the Chair of this Committee, and we talked about that. And we do have a...the Cordico program. It is available to them, to any employees. On their phone, they can download that, but we also have health and wellness program where we bring in the psychologist if they need to. And we also have our field support group, our Chaplain's program, and of course, the County employee assistant program. It is very important because they are the core of providing the service. Thank you.

COUNCILMEMBER JOHNSON: Amen to that, Chief. Thank you, Chair. I have no further questions. Mahalo.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Johnson. Member King, followed by Council Chair Lee.

COUNCILMEMBER KING: Thank you, Chair. And mahalo to Councilmember Johnson for...basically, you asked most of what I was focused on with the Police Department. So Chief, you know the LEAD program, I really like that LEAD program, and I think if we consider Wailuku a pilot, then we would want to probably spread this quickly, given the success of it across the County. And I was just wondering if it...you know, what is the cost? If we put \$535,000 into...or \$565,000, whatever was proposed into West Maui, what is the costs of continuing this on? Is it going to be that same amount for each community every year, or are these like investment expenses, and then you know, just the continuing...what is the continuing cost for our community for this program?

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MR. FAAUMU: Thank you, Madam Chair. Councilmember King, it is very important. It is a good investment. And with the money that you...all the funding that you presented, one thing that I wanted to let this panel know, is that we are not contractors. You know, we are not...what we recommend is part of the funding can work with us, you know, as we provide services to...where we have psychologists and counselors to provide the service for us. The other part of the funding is...should be go to service provider, where they can provide bedding and shelters for those folks. I think the bulk of the money shouldn't be to the Police Department because we don't do contract. We are just a grantee, we now grantor, and we can use some of the money to provide the services, each...part of what we are trying to do is pre-jail diversion where, if we come across an individual where he's homeless, in our custody, we can have a counselor come in or psychologist to do the evaluation for . . . *(inaudible)*. . . So I hope that answers your questions ma'am.

COUNCILMEMBER KING: Well, actually, you didn't really, Chief, because I understand that and I think that this is extremely valuable. A lot of municipalities across the country are talking about diverting some of the money that goes into the police department to address these issues with professionals in the different fields that you talked about, you know, mental health, drug abuse, and things like that. But if...are we...if we're going to grow this program, is that...would that happen here? Is there some of the monies that's already in your Budget that could go into these programs, or are you going to be expecting that we would put in this much money for each community every year for the nonprofits? So that's my question, is it...you know, is this something that could be sustainable within the current Budget, or do we just need to increase the budget to have these monies in here every year? I guess that's what I'm asking.

MR. FAAUMU: I think based on our success in Wailuku...and our funding came from Department of Health. And then we receive that, and we go out and work with it. But in this case, I'm hoping I'm answering your questions. The investment is well worth it. You know, but to put the whole amount to the Maui Police Department, we can't put that out. It should be...because see...let's say we --

COUNCILMEMBER KING: Well, let me...let me put it to you this way, Chief. Would it be...is it going to be less expensive in the future to maintain this program in the community than what we're putting into to create the program?

MR. FAAUMU: It depends. As you can see with COVID-19, our homeless population has grown. Our mental health issue has grown. So I believe I can foresee that it will continue to grow. The money will...the demand for it will be more in the future, as that population grows.

COUNCILMEMBER KING: Okay. And then my other question, since Member Johnson mentioned Kihei, and I think Kihei is one of those areas where we have nothing. We have no homeless resource center. We have no...we...the only thing we have right now is a mobile hygiene center that is pretty stationary right now at Saint Theresa's. So if we were going to try to...could we try to create a program like this for South Maui out of the Ka Hale A Ke Ola workforce development funds? You know, they're sitting on 1.5 million that has to be used in South Maui for, you know, homes, homelessness, and

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those kinds of the...affordable housing and homelessness. And so would you be willing to work with the community if we could create the program, you know, tailor it to South Maui's needs out of...but out of a program that already has funding in it?

MR. FAAUMU: Yes. We are willing to work with the community to make that happen and to help your community --

COUNCILMEMBER KING: Okay.

MR. FAAUMU: -- with those populations.

COUNCILMEMBER KING: Okay. Great. I...I think this is a really important direction because we have to start getting the services out there and not just sweeping people away and arresting people or ticketing people. And I like the direction of this, but I also want it to be holistic. I want to see it be holistic. And then I think . . .*(timer sounds)*. . . we need a discussion about how to sustain this program over...thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member King. Okay. Counsel Chair Lee, followed by Member Molina...oh, sorry, Member Sinenci.

COUNCILMEMBER LEE: Thank you, Madam Chair. Hello, Chief. You know that I was on the Civil Service Commission for, you know, a number of years, and I saw my share of appeals from...from all the departments. But with regard to the Police Department, I was wondering if you folks ever thought about reevaluating your psych exam, the psychological exam, just to make sure that, you know, no one gets through the cracks, so to speak? You know, we've had cases recently where some officers, you know...I don't know, for whatever reason--because they carry a gun, because they think they're powerful or whatever--take advantage of women on the streets. And I was wondering if you...if it's possible to catch that type of personality, that type of person, before you hire them as a police officer through your psych exams, Chief?

MR. FAAUMU: Thank...thank you, Madam Chair. Yes, what we have done, and we work with the psychologists. And the standard that they set is a national standard, and of course, some of the questions in there is to predict future behavior, you know, under the circumstances. Those...the incidents that you cited, again, the individual has been disciplined. It was disciplined by the Department prior to the second time where the victims come forward...came forward for this. We do...we...we are working with and looking at the...our current contract with our doctor, and we also look at other...other resources, other psychologists, and...and see where we can go with it to make sure that we don't have that incidents. So I am working on that. Hope that answered your questions, Madam Chair.

COUNCILMEMBER LEE: Good. I'm...I'm glad you're working on that. Also, because for the most part, you know, those exams are efficient and successful, but somehow, somehow we miss...we miss a few people. The other thing is, do we offer the same amount of pay since we're a state-wide, you know, system? Why...why is it that we have such a high rate of vacancies almost all the time? And it's not your fault. It's probably the fault of

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what the pay rate...the pay range is or the pay scale. Do you think that's the issue, Chief?

MR. FAAUMU: Thank you...thank you, Madam Chair. One of Maui County's biggest challenge is Maui County is a tri-isles. And so officers has to serve time in the neighbor islands and remote area of Hāna, East Maui. You will serve that time until you get to the rank of assistant chief. Then we can almost guarantee you won't go out there. That's one of the number one challenges. That's where we send folks up there for a period of one year and then send them back where there is a separation in the family, we try to make sure that we address those issues and address the concerns from your constituents and these districts. As far as pay, Maui...well, State of Hawai'i is working on that. That is part of the bargaining negotiation, and I think we...apparently out there with some of the major department in...in the mainland as far as pay-wise, we do...they do offer other things. And again, the biggest challenge for us is the separation in the family, and then going out there. And we do work on our schedule. That's been one of the issues that came out of our survey, and we're trying to find the best evidence schedule that will work with our...our employees. Thank you. I hope that answers your questions.

COUNCILMEMBER LEE: It does. Thank you...thank you, Madam Chair. I'm done.

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

COUNCILMEMBER SINENCI: Mahalo, Chair, for my opportunity. And aloha, Chief Faaumu, Deputy Rickard, and Department. Yeah, just following up with some of the questions about police vacancies. Have you had any directors from the Administration on possible freeze...employment freezes?

MR. FAAUMU: To answer your questions...again, thank you, Madam Chair. Councilmember Sinenci, no, we did not. The Maui Police Department and other first responders were always allowed to continue recruitment. And I'm thinking if that's kind of what you're alluding to, no, the Administration did not. They gave ours the...the --

COUNCILMEMBER SINENCI: Oh.

MR. FAAUMU: -- green light to continue. Thank you.

COUNCILMEMBER SINENCI: Okay. Great. Thank you. And then when you mentioned vacancies, and I...I see in your selective hiring practices it's normally two per...per 1,000 population. So are there communities in Maui County that are underrepresented due to vacancies?

MR. FAAUMU: Thank you, Madam Chair. And to answer your questions . . . *(inaudible)* . . . We always provide the services. So to give you an idea of the rural districts in your districts, and the Lānaʻi and Molokaʻi are always 100 percent because of officers moving in there and living there. But the other districts, as you looked at, we look at statistics, call for services. And if there is tell-tale signs based on data provided to me that some constituents, some of your constituents in other areas, and do not receive the proper

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services, we then start cutting some of our support elements to provide services to the front line. I hope that --

COUNCILMEMBER SINENCI: Oh, okay. Thank you.

MR. FAAUMU: -- answers your questions. Thank you.

COUNCILMEMBER SINENCI: Yes. Thank you, Chief. And...and I...and I know Ms. Magonigle said that out here in East Maui, we're fully staffed. But however, you know, with the...the distance in our rural areas, and of course, we're getting additional visitors into our area. So I know that some of the policemen have been ticketing some of the visitors on the freeway that block the...the highway. So does that constitute an additional help when we're...when the officers are patrolling the Hāna Highway?

MR. FAAUMU: Thank you, Madam Chair. Yes, any time there is additional duty added to us...in this case, I know in your district, you always had a concern. The first concern you had last year was parking, parking blocking the roadway. So we addressed that. We worked with the Department, with the State Department, Highway, and we addressed those concerns. Now the other issue is social distancing, and also not wearing your mask. So that's additional to what we are doing. And yes, it did. It takes...it does affect our service, but again, every month they provide us with statistics, and now we...I also ask for case load to do the study. And it does, but we still provide the service, and I think we...we're still doing a good job on that. Hope that answers your questions, Councilmember.

COUNCILMEMBER SINENCI: Okay. Thank you, Chief. And then I understand that tickets go to the State. And so with the rental car agencies are...if...if those visitors are ticketed, but then are not collecting on those tickets due to the State not following up. So our...our concerns is how do we go ahead and access those unpaid tickets for residents that have...have left the State or the country, the State not kind of collecting on...on those unpaid tickets? Okay. So that was just a --

MR. FAAUMU: Thank --

COUNCILMEMBER SINENCI: Oh, go ahead.

MR. FAAUMU: No, you can continue, Councilmember. But if you want me to respond to your comments...thank you, Madam Chair. Councilmember, I...I wish that that happened. You know, it will help us with our budget, but it is not. We do what we need to do. And I think as far as going and collecting, usually if you don't respond to it, there is the Judiciary will issue a contempt of court, and then it will go into something else. But --

COUNCILMEMBER SINENCI: Thank you.

MR. FAAUMU: -- unfortunately, we don't collect that, and it's a little bit outside of our lane. Thank you, Councilmember.

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COUNCILMEMBER SINENCI: Right. More...more for the State. Okay. . . .*(timer sounds)*. . . Thank you. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. I think it's my turn. Did I skip anyone? Okay. Very good. Okay. So I'll put five minutes on the clock. Okay. Aloha again, Chief and Department. I wanted to extend my appreciation again for meeting with me in 2019 about creating the psychologist...police psychologist position and immediately putting that into the Budget, and my appreciation to the Mayor for approving that position that came to us in FY'20...FY'21. Okay. And so my question regarding that position is, has it ever been filled?

MR. FAAUMU: Thank you, Madam Chair. The answer is no. Right now we are in the process. We have developed the position description, and we sent it out to the Department of Personnel Services. They had some concerns in their review. They sent it back to us. We looked at the percentage of duties and responsibility. We readjust some of that to what the Department needs and of course, in foresight of what's going on in the future. It's still in the process, and we are hopeful that we can come to a fruition and be able to hire the...the individual for our psychologist position. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Chief. Okay. My follow-up question to question three in Operations and Equipment regarding the carryover savings to travel restrictions, you said that carryover savings was 85.8 percent. How much is that in monetary terms?

MR. FAAUMU: Madam Chair, if I may, it...would you --

CHAIR RAWLINS-FERNANDEZ: Okay. Sure, sure. If you want to get back to me, no problem. I...I can ask my next question --

MR. FAAUMU: Okay.

CHAIR RAWLINS-FERNANDEZ: -- if you want to just check for the answer on that.

MR. FAAUMU: If I may respond quickly, you know, on that, the 85 percent, of course, go back to the...the...the general funding --

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. FAAUMU: -- and we will respond to you with the answer to your questions in as far as how much . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Chief.

MR. FAAUMU: Hope that answers.

CHAIR RAWLINS-FERNANDEZ: Yes. Mahalo. Okay. So a follow up to question eight in Operations and Equipment regarding the Lāhainā station. So in response to the

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purpose for the EIS, I...I...it wasn't clear to me if there was an expansion that was happening. So is...is that occurring in...at the Lāhainā station? Are you guys expanding there?

MR. FAAUMU: Thank you, Madam Chair. Basically what we are looking at is the current condition of the stations, the occupancy of the stations, and what do we need to do in the future. And then, of course, we...we look at, can we...if we expand, can we expand at our current location? And if not, what is our alternative? What property that the County owns around the area, and then of course, we've got to look at being centralized and making sure that...that we respond to the growth in the community and we in...in central positions. So that's what...what we are looking for as far as the EIS study. Hope that answers.

CHAIR RAWLINS-FERNANDEZ: So follow up to that is, so we...would an EIS be appropriate there, or would it be more of like a feasibility study to figure out what is needed? Because I think an EIS is after you determine what parcel it is that you're going to develop on. And so if you haven't determined what parcel you're going to develop on yet, and you're still, you know, trying to figure out what is the direction the Lāhainā Station will take in the future, would that be a different kind of study? And have you...so would this study also help the Department figure out if, like, a substation somewhere else would be, you know, a better direction?

MR. FAAUMU: Thank you, Madam Chair. May I refer to...can I defer in these questions? What I will do is go back to my Staff and...and talk to our CIP coordinator and then ensure that we respond . . . *(inaudible)*. . . But your...your comments does make a lot of sense, and that's what it is. So it might be the same thing, but they call it...the title is EIS. If not, then we need to find out, but we do agree with that. If I may defer that...your . . . *(timer sounds)*. . . questions and respond to you in writing?

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Chief. Okay. That was my five minutes. Members, follow-up questions. I see Member Paltin and Member Johnson--I think Chair Lee is stretching--followed by Member Sinenci. Member Paltin, I'll put three minutes on the clock.

VICE-CHAIR PALTIN: Thank you, Chair. Thank you, Chief. Just following up on the POBITS question, is peace officer and police officer interchangeable for that purpose?

MR. FAAUMU: Thank you, Madam Chair. Councilmember, let me kind of try to make sure that I respond to your questions correctly. The POBIT *[sic]* program is for applicants where we process the application, process it faster than what we do where we put things in the mail and send them off and things like that. We're trying to expedite that in a more receptive way. I'm hoping that answers your questions. If we do have another transfer, someone from another Department, it will go through the same process using what we have. And we also reach out to the agency that that individual worked with. I'm hoping that's what you were asking.

VICE-CHAIR PALTIN: Okay. Well, moving on, you know for the Lāhainā station, one of the

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conditions in change in zoning for Pulelehua was that the developer was to build a Lāhainā substation within the Pulelehua subdivision. And in his annual report, I think he believed...I...I believe he said that the police declined a station. And so I'm wondering what...what the County got in return, if...if there was a cash donation to the Police Department, or did we just release him from that requirement?

MR. FAAUMU: Thank you, Madam Chair. Councilmember Paltin, if there was any donations or any requirement to donate funding to the Police Department, usually it's handled by our finance side. We...we don't...that money would probably go to the general funding --

VICE-CHAIR PALTIN: Do you --

MR. FAAUMU: -- not the Police.

VICE-CHAIR PALTIN: Okay.

MR. FAAUMU: I'm not sure if that answers --

VICE-CHAIR PALTIN: Do you recall releasing the developer from building the substation within Pulelehua? That was his response to his annual report, that the Police Chief waived off on that substation within Pulelehua; is that correct?

MR. FAAUMU: Madam Chair, may I defer and respond in writing to Councilmember Paltin's questions? And I can respond to make sure that it's correct, whatever the answer I provide to you, if that's okay.

VICE-CHAIR PALTIN: Okay. If I have any time left. I'm...I'm not clear, what is the difference between a peace officer and a police officer?

MR. FAAUMU: Yes. There is no difference...thank you, Madam Chair. There is no difference. It's just the same. It's just terminology . . . *(audio interference)*. . .

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Okay. Member Johnson, followed Member Sinenci.

COUNCILMEMBER JOHNSON: Thank you, Chair. Thank you, Chief, and all of the others...folks joining us today. Very simple question. So in my first meeting with the Police Department when I first got on, the police were often mentioning about the dire need for more beds and more wraparound services for the homeless folks. So Aloha House would like to increase their beds and help homeless folk who are struggling with both drug addiction and homelessness. And during COVID, have you seen an increase in homelessness and drug addiction? And does the Department support an increase in beds for Aloha House to tackle the root cause of homelessness?

MR. FAAUMU: Thank you, Madam Chair. And thank you, Councilmember Johnson. The answer is yes. We support that, anything to do to support that population and provide more services, community service for that. Yes, we support that. Thank you.



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COUNCILMEMBER JOHNSON: Thank you, Chair. I have no further questions. Mahalo.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Johnson. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. I just had a follow up about COVID. Did you receive COVID funding, and...and what did you use it for?

MR. FAAUMU: Thank you, Madam Chair. We did. We used the CARES Act, and we...what we had spent the money on...basically summarize it for you, I did ask money for...to pay for overtime. We also requested funding to pay for our personal protective equipment for our employees and our officers. Then the other thing I did request for is a platform or apps for us to address certain things, and we were provided that, which is CopLogic. What is that is to allow the public to document police reports online, and then we receive that and follow up on it. We also...as I mentioned to you, we purchased Police One. That is for our...in place of in-person training where we use virtual training. And then the other one is Street Smart, that will help us with our lineup in the morning and also our dissemination of intelligence or information to the field. And the other money that we asked for equipment was the lease service of the...the bus for us to go out and provide community service to the homeless population. So we have two that...that we...that was funded for with the CARES Act.

COUNCILMEMBER SINENCI: Okay. Mahalo, Chief. And then finally, are our residents able to access the citizen's survey?

MR. FAAUMU: Yes. We always put that out. The...the citizen survey is basically by our LexisNexis, and we put it out to our community to provide their feedback on our service. And that's what...that's the foundation of how we move forward and looking for something better to provide the service.

COUNCILMEMBER SINENCI: Okay. Mahalo. Thank you for your responses. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. All right. I see no other hands. I will take a turn at asking follow-up questions. Okay. So what is this? Operations and equipment, question number 13 regarding the LRAD on Moloka'i. I understand the need for it. Would your Department, or you as the Chief, oppose adding a policy prohibiting the use of the LRAD for crowd control or that type of activity?

MR. FAAUMU: Thank you, Madam Chair. And I know that it's always a concern of yours with your constituents. I'm looking at the write-up from your commander in your district, and the purpose of it is to, one, the public's...we will implement policy in place for that purpose and two, address your concern, too. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Okay. So the answer is yes? You...you wouldn't oppose --

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MR. FAAUMU: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Okay. And then a follow up to question 15C regarding the radios, the portable radios. It wasn't clear if radios are disposed of. In...in your response, you said that there are shortages, and some are repaired, but I didn't hear if, like, they're ever disposed of.

MR. FAAUMU: Yes. Again, yes. Thank you again, Madam Chair. The answer to your question is yes, we do dispose of. We did have emergency radio that were taken out of service in 2014, and those radio has been disposed of, and that's turned back to the vendor --

MS. MAGONIGLE: We transitioned...we transitioned in 2014 to a new radio.

MR. FAAUMU: Oh. What I was told by my Staff that we did transition in 2014 to a newer radio where we're using now, and we no longer use the old one.

CHAIR RAWLINS-FERNANDEZ: Okay. And so it...the old ones before 2014 were returned to the vendor, is that how they were disposed of?

MR. FAAUMU: May I defer the questions? Let me get back with my communication coordinator, and I will instruct to ensure that we have a proper answer for that.

CHAIR RAWLINS-FERNANDEZ: Okay. No problem. And my last question is regarding the AEDs on...so question 11. How many total AEDs does the Department have? And would the Department be willing to work with the Parks Department and the Fire Department to . . . *(timer sounds)*. . . consolidate their request for a cheaper, better, you know, contract?

MR. FAAUMU: Thank you, Madam Chair. As far as your first question, the number of AEDs that the Department has, can I defer the question so respond to you in writing to make sure we have the...the accountability on that? And yes, the second question is, yes. Any time we can work together with our counterpart to make sure that we provide a better service, we will always do that. Okay.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief.

MR. FAAUMU: . . . *(inaudible)* . . .

CHAIR RAWLINS-FERNANDEZ: Mahalo. I appreciate that response. Okay. Okay. Seeing no other hands, Member Paltin, you have a follow up?

VICE-CHAIR PALTIN: Thank you, Chair. I just put out the compliance report, and I just wanted to read number 4, so they have that information when they give their written response. Number 4 of the Pulelehua change in zoning compliance report says that Maui Land & Pineapple Incorporated shall construct a 400 square foot police substation in the center neighborhood district that includes a restroom or provide an in lieu cash contribution for the construction of a new West Maui police station as determined by

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the Maui County Police Department. Analysis: the applicant will provide an adequate location for a police substation within the center neighborhood district. The applicant will work with the Police Department to identify the optimum location or will provide cash in lieu of construction. The applicant presently understands the police department does not require the proposed facility, but will make it available if so requested. So that was the change in zoning condition, and I believe they're developing the workforce housing agreement right now. So if you want a substation, it seems that would be a good one, to have it built for the county.

MR. FAAUMU: Thank you, Madam Chair. And yes, you're right, Councilmember Paltin...Paltin. If you work it out and there is a facility, therefore, substation for us, and then that will help us out as far as the...the sort of northwest side of your district. . . .*(inaudible)*. . . but it is...we'll accept it. Thank you.

VICE-CHAIR PALTIN: Okay. So you're going to follow up on that with the developer and DHHC?

MR. FAAUMU: Yes, we will do that. We'll do --

VICE-CHAIR PALTIN: Okay.

MR. FAAUMU: -- a follow up and respond in writing. Thank you.

VICE-CHAIR PALTIN: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member King, were you raising your hand? Okay. Okay, Members. So that completes that portion of our process. We'll move on to the next portion. We have one priority from Member Johnson, and that is number 45 on your matrix. And it's a district priority, new funding. It would be on page 484 of your program budget. Member Johnson?

COUNCILMEMBER JOHNSON: Thank you, Chair. Greetings, Councilmembers. Just a point of clarification for you, it's number 47 on your Granicus, and the LEADs...LEADs explanation begins on page 4 of that number 47 in your Granicus. So the Maui LEADs is...I...I...I just want to talk about how important it is. It met...it...the one in Wailuku met twice a week in regards to building...building rapport with the homeless, and it was...it was meant to get people into a shelter instead of arresting them. And they did a lot of reach...or you know, reaching the streets, right? That's what it's all about. So they were able to get individuals to build trust, and they could reach out with them with individual services. Also, they had...judges were also using LEADs as a way to get people out of giving them probation. So I thought if the...if...you know, if the judge says you do the LEADs program instead of probation, it keeps them out of the military industrial complex. In May 20...May of 2019, over 800 individuals were serviced by the LEADs program in Wailuku. The LEAD...LEAD focus on client stabilizing...stabilizing the clients and setting them up for a better life, getting them document-ready, family reunification, and any substance treatment that may benefit the clients, I hope you folks would support this. And that's really...it's what...it's a positive model from...from Seattle

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that was brought to Wailuku, and now we're trying to expand it to West Maui as well as South Maui. Just a friendly...friendly reminder, we do have Lawrence here for a...a resource. So that's it for me, and mahalo.

CHAIR RAWLINS-FERNANDEZ: Okay. We'll get feedback from the Department. Comments?

MR. FAAUMU: Thank you, Madam Chair. Councilmember Johnson, we do support...we do support the...your priority and what you look at as far as providing funding for it. The Department will go back to make sure that the funding is...will be appropriated for the resources that will achieve your goals and objectives. And we do have resources out there, as you mentioned Mr. Lawrence Kauhaahaa, which is a...a retired police officer, and he was...he was a CPO in...on the west side of the island. So yes, we...we do. We do want to support that. The only caveat to that is we are not the grantor, you know. As long as you do...the inside on how things go and how the funding will work out, that will be our duty and responsibility. But we 100 percent support your priority. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Okay, Members. Any requests for additional information on this proposal so that you can make an informed decision during decisions week? Member Paltin.

VICE-CHAIR PALTIN: I'm not sure who this question is for, it might be Ms. Yoshimura. But if the police are not the grantors, who...where would we allocate the funds to? Not the Police Department?

CHAIR RAWLINS-FERNANDEZ: Budget Director?

MS. YOSHIMURA: Chair. Councilmember Paltin, I think it would best be put in the Department of Housing and Human Concerns since they have the homeless program. They work with the service providers. That might be the best place to put that funding. Thank you.

VICE-CHAIR PALTIN: That is as a grant award type of one?

MS. YOSHIMURA: Yes. So they already have homeless funds available. You may want to increase that amount, or you may want to create a separate appropriation under the Department of Housing and Human Concerns specifically for the programs that come under the LEAD program.

VICE-CHAIR PALTIN: Okay. Thank you.

MS. YOSHIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Members, any other needs for requesting other information? Seeing none. And mahalo, Member Johnson. Okay. We'll go to the last part of our review process. And is...is there any questions on grant review or revolving fund? There's one revolving fund, and that's alarm system revolving

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fund. Any questions? Okay. Seeing none, that concludes our review of the Department of Police. I will invite the Chief to share any final thoughts or make any closing statements at this time.

MR. FAAUMU: Thank you, Madam Chair. Again, the...just a...a little summary on...on some of the questions that was raised during the hearing. I know one from Councilmember Molina, we do...just found out from the Deputy, we do have a CPO assigned to your district or to Pā'ia, and we will continue to work on that. As far as the ride-along, we have that. And we also invite you folks to try out our new training site, a simulator where you can go in and do a play scenario, and give you an idea on what we...we go through. Thank you for...for taking the time, and I know it is a tough time for everybody, but thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. And on behalf of our Council, you know, congratulations on your retirement. And it's...it's bittersweet that this will be the last time we'll have you before us as our Police Chief, but congratulations. Mahalo, Department, and we'll watch for the follow-up written...via written correspondence on those questions.

MR. FAAUMU: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Okay, Members. One Department down, and we are pretty much on track. It's only 12:09. Good job. So we'll take our lunch break until 1:30, and at 1:30 we will review the Department of the Prosecuting Attorney, and then the Department of Public Works. There are quite a few proposals...priority proposals under the Department of Public Works, so that may be the only thing that may prevent us from getting out before the sun goes down. But if we all work together on keeping our comments as tight as possible, then I think we can do it. All right. Any questions or comments before I recess for lunch? All right. It's 12:10 on April 13th, and we'll resume or reconvene at 1:30. The Budget, Finance, and Economic Development Committee is now in recess. . . .*(gavel)*. . .

**RECESS: 12:10 p.m.**

**RECONVENE: 1:34 p.m.**

CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Will the Budget, Finance, and Economic Development Committee please return to order. It is 1:34 on April 13th. I hope everyone had a good lunch break. Gallery...okay. All right, Members. We are now on our second Department, second out of three, the Prosecuting Attorney. Okay. And I see our Prosecuting Attorney, Andrew Martin. Aloha. And will you please let us know who in your team is here today? Okay. One moment. I think I...let me see if I need to mute [sic] you on my end. Oh, no. It's muted on your end. Okay. Try.

**DEPARTMENT OF PROSECUTING ATTORNEY**

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MR. MARTIN: Can you hear me now?

CHAIR RAWLINS-FERNANDEZ: Yes. Okay.

MR. MARTIN: Is it good?

CHAIR RAWLINS-FERNANDEZ: Aloha.

MR. MARTIN: Okay. Aloha. Good afternoon, everyone. Thank you for having us this afternoon. Present here in the room with me this afternoon is our First Deputy, Michael Kagami to my left, our Administrative Officer, Susan Clement to my right, and Budget Director Michele Yoshimura behind us.

CHAIR RAWLINS-FERNANDEZ: Aloha, everyone. And...okay. So this is our prosecuting attorney's first time leading budget, so let's all take it easy on him. Just kidding. Okay. We'll dive right into the questions submitted. All right. Okay. The first question, and this is regarding the overall budget, is because we're . . . *(inaudible)*. . . between reports...what is it?

COUNCILMEMBER LEE: What happened?

CHAIR RAWLINS-FERNANDEZ: Sorry. It was...there was just, like, weird feedback, so I'm just going to mute the Department while I ask the question, and then I'll unmute after. Okay. Because of the latest Hawai'i Supreme Court mandate, the Department has been unable to screen and charge of hundreds of routine cases involving property and drug crimes. How many individuals were unable to be screened and charged by the department as a result of this mandate? How many individuals were released in Maui County as a result of this mandate?

MR. MARTIN: So...so these were a combination of the Hawai'i Supreme Court's orders, as well as the postponement of jury trials for several months during the year, and the overall effect of the pandemic itself. The Department withheld filing a number of property crime and nonviolent drug offenses. The number has fluctuated throughout the year. It's been as high as around 200 cases. These are all information charging cases that have been withheld, all felonies, pending screening. The current number at least as of April 7th when we last looked at our list, we currently have 135 cases pending filing for information charges. Again, those are all filing...felony, nonviolent property and drug offenses. With respect to the inmates that have been released due to the Supreme Court's order, that's actually a...a number that's almost impossible to quantify. And...and the reason is because there have been two, as you know, proceedings, two writs filed with the Supreme Court, one in March and one in August of last year. And while each one of those proceedings included points in time where there were large numbers of inmates released due to a series of motions being filed at the trial court level, the August 2020 orders remain in effect to this day. And so that order has essentially been informing the trial court's decisions with respect to pre-trial detainees since that time. And the courts are not required to make a record when they're releasing someone specifically due to the order, as opposed to the fact that they would have

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released this individual, you know, in spite of the order anyways. So I mean, by our best estimate, you know, obviously hundreds of inmates have been released due to the Supreme Court's orders or granted bail conditions such as being released on their recognizance or on supervised release due to those orders.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Question two, if Council were to ask for an 11 percent cut in programs and activities funded by the General Fund to fully fund an...sorry...to fully fund the recommendations proposed in the draft Comprehensive Affordable Housing Plan at \$57 million without increasing real property tax revenue, A, what programs or activities would you cut; and B, what impact would the cuts have on residents?

MR. MARTIN: So in answering this question, we reviewed each of our categories thoroughly and determined that, you know, as...as you folks know, having looked at our Budget, it is as lean as...as it can get at this point. Our...our Budget includes both overhead expenses and additional expenses that are necessary to provide our essential services. So for example, our professional services that provide for 24-hour sexual assault doctors, medical services, expert witnesses, forensic examination fees, and court transcription fees are all things that we need throughout the year and, obviously, if they were to be cut, would severely impact our victims in the community. Due to the state...the State's Budget shortfall, one of the things that we've learned over the last several months is that the defendant witness trial program has seen a significant decrease in funding. So reimbursements for our witness and defendants' travel expenses is going to be significantly affected. We'll need to cover any of those unreimbursed travel expenses; and in addition, we obviously have to cover our travel expenses for our attorneys that need to travel to the rural districts, such as Hāna, Moloka'i, and Lāna'i when necessary for trials in those areas. Our overhead expenses, such as electricity, bar dues, legal publications and subscriptions necessary for our research, and cellular telephones that are provided for those deputies that are on call 24 hours a day, 7 days a week, are also expenses that we're unable to cut without severely impacting the community.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. The next two questions are referring to salaries and wages. Question 1, please explain the need to fund . . . *(inaudible)*. . . grant-funded Deputy Prosecuting Attorney.

MR. MARTIN: So the Career Criminal Prosecution Grant revenue fund was...we were informed by the State that that program would be defunded for the two-year budget cycle starting this year. We had one attorney that was significantly funded under that program, and since the program's being defunded, we had to then absorb that position under general revenue funds. It...our Department was actually affected far less than a lot of other departments. Some of the other counties--and this affected every single department statewide--fund as many as I think seven attorneys with CCP funds, so we were actually relatively fortunate. But in order to continue prosecuting that position in order...or funding that position to prosecute CCP cases as we've been doing, we need to absorb that position.

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CHAIR RAWLINS-FERNANDEZ: Mahalo. Question 2, please explain the need to reallocate a Legal Clerk I to Legal Clerk II.

MR. MARTIN: So the Legal Clerk II position, once it's...the...the individual meets the requirements is...includes additional responsibilities, perhaps the most important of which is the ability to actually prepare legal documents, as well as the...all the other duties that are included in the...the Legal Clerk I series. This particular position will be in a division, District Family Court, that is in desperate need of these additional...these additional skills in order to assist the other Staff with the high volume of in-custodies and screening that's been coming in at a much higher rate over the last several months.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. The next two questions are referring key activity goals and measures. Question one, under goal two, the goal percentage provides trainings...okay. The...the goal percentage to provide trainings and education to attorney positions in ethics and professional responsibility has decreased by 10 percent. Please justify the decrease. One moment. Oh.

MR. MARTIN: So --

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. MARTIN: -- originally the pandemic has...was the case for just about everyone, significantly decreased our training opportunities Department-wide for in-person training, which we engaged in on a regular basis. With...as more conferences and training providers have moved to, obviously, online video trainings, we've been able to increase those opportunities. And actually, in the last two and a half-months, by implementing our internal training for...within the Department ourselves, we've probably, what, had at least half a dozen...half a dozen trainings so far for our attorneys to date, as well as provided our attorneys with opportunities for online training to organizations such as the National...National District Attorneys Association. Where we originally thought there was going to be a...a decrease in ability for...for us to meet that measure, given the additional trainings we've been able to provide over the last couple months, we'd actually support adjusting the goal percentage back to 90 percent.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question two, under goal number three, the goal percentage estimate to provide trainings annually to all employees has decreased from 90 percent to 80 percent. Is this decrease due to less Staff? Please clarify why your goal has decreased rather than increased.

MR. MARTIN: Again, same...basically the same answer. We anticipated a decrease in...in training opportunities. But again, we've implemented internal trainings for the Staff, as well for the District Court and felony screening and the felony prosecution units. And we've also recently, in connection with Personnel, discovered that online trainings are available through Work Day, and so we're going to be implementing those and...and making sure that our Staff takes advantage of those as well. So with the increased training that we've been able to provide in the last couple months, as well as what we foresee over the next fiscal year, we support adjusting that...that goal percentage back



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to 90 percent.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. The last two questions are regarding grant funds. Question one, is one full-time domestic violence investigator adequate for the domestic violence investigators...investigations program? How many domestic violence cases did the County have last year?

MR. MARTIN: So we received 995 domestic violence cases last fiscal year. We do have one full-time domestic violence investigator, which honestly is...is inadequate given the number of cases received. The domestic violence investigations program does provide grant funding that covers a portion of this particular position's salary. And while the addition of a domestic violence investigator would certainly assist the unit, the addition of a...of a deputy prosecuting attorney for that unit would...would dramatically increase the services provided to victims and families of domestic violence at the courtroom in a division that typically sees our highest caseloads or attorney within the Department, within the felony prosecution unit.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. And the last question, the...the defendant witness trial program decreased by \$120,000. Please explain why the allowable reimbursement amount has gone down significantly. Is there an existing program that will absorb reimbursements relating to the prosecution of criminal cases?

MR. MARTIN: So again, due to the State of Hawai'i's Budget shortfall and the decrease in those reimbursements, we received notification that the State's...of the State's reduction. And our departmental Budget was corrected to accurately reflect that anticipated grant revenue amount. We...we received notice last week, April 8th, that the State Legislature is currently working on the State Budget, we'll receive notice of the status of reimbursements once that's finalized. That will give us a better picture of what may be available. The program covers costs for transporting defendants and police escorts for extraditions, as well as transporting victims and witnesses for trial. And because there's no additional programs that will absorb these costs, the Department's Travel and Professional Services Budget will need to cover those costs. We anticipate in the coming fiscal year that we'll be handling a...a...one significant high-profile murder case that will require travel and per diem for approximately 25 mainland witnesses, expert witnesses, and also 24 interisland witnesses. And so if the defendant...if the State's Defendant Witness Trial Program is unable to provide reimbursement, we'll need to cover those costs.

CHAIR RAWLINS-FERNANDEZ: All right. Mahalo. Those are all the questions that we received from the Members previously. I will now go to the next part of our process, which is to open up the floor to the Members. And we'll start with our subject matter Committee Chair, Member Molina, followed by Committee Vice-Chair Paltin, and then we'll go to Member Sinenci. Member Molina?

COUNCILMEMBER MOLINA: Thank you very much, Madam Chair. No, I appreciate the Department's presentation. I have no questions at this time. Thank you.

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CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Molina. You really want to get out while the sun is still out, huh? Okay. Member Paltin, followed by Member Sinenci. Member Paltin?

VICE-CHAIR PALTIN: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Oh, oh. Okay. You need to turn off your video.

VICE-CHAIR PALTIN: We're on time frame --

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

VICE-CHAIR PALTIN: -- and --

CHAIR RAWLINS-FERNANDEZ: Member Paltin? If you can turn off --

VICE-CHAIR PALTIN: Yeah.

CHAIR RAWLINS-FERNANDEZ: -- your video, I think that will help your audio. Oh, okay. I will do the same --

VICE-CHAIR PALTIN: I think it's off.

CHAIR RAWLINS-FERNANDEZ: Uh-oh.

VICE-CHAIR PALTIN: Is it off?

CHAIR RAWLINS-FERNANDEZ: It...it's off now. It's still a little...the audio is...okay. Try to do your disclaimer, we'll do a mic check.

VICE-CHAIR PALTIN: Okay. Because we're on a time frame, if I get the answer to my question I will interrupt you, but I don't mean to be rude or disrespectful.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Paltin. Mr. Martin, can you understand Member Paltin okay?

MR. MARTIN: I...I could hear...I could hear...I could hear that last part. I...I haven't...I don't know if she asked her question yet. I didn't hear the question.

CHAIR RAWLINS-FERNANDEZ: Well, she didn't ask a question. I just wanted --

MR. MARTIN: Okay. I'm sorry.

CHAIR RAWLINS-FERNANDEZ: -- to make sure it's . . . *(inaudible)*. . . the audio is --

MR. MARTIN: Yeah, we could hear her.

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CHAIR RAWLINS-FERNANDEZ: -- is not perfect. But as long as you can make out what she's saying, then we can proceed.

MR. MARTIN: Absolutely.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay, Member Paltin.

VICE-CHAIR PALTIN: Thank you, Chair. Thank you, Mr. Martin. Hope the job is going well. My first question is, you know, have you folks had to or tried to prosecute mask violations or social distance violations or collect the fines? And wondering how that is going along.

MR. MARTIN: Yeah. We've received a number of citations that have been screened within the Department for mask violations. The...we have a standard offer that we've been making, reducing...those are all coming in as misdemeanors. We've been reducing those to violations, offering a fine with half the fine suspended on the condition the person doesn't reoffend. It's not the offer made in every single case, depending on the person's financial circumstances. We are also seeking alternative resolutions that don't include a financial component where appropriate. But we...we have seen a number of those citations coming through the Department, particularly recently.

VICE-CHAIR PALTIN: Thank you. And I'm wondering if you're noticing a fair or equal amount coming from residents and nonresidents. And if there's a distinction about popup tents being allowed or not allowed versus umbrellas being allowed or not allowed.

MR. MARTIN: So I haven't...I...I'm...I'm not aware of any issues or distinctions between umbrellas and popup tents. I haven't been made...made aware of any of those particular issues. I know that was...there was a...a recent rule change, but...but I haven't seen any or been...been made aware of any issues there. I...I just this morning --

VICE-CHAIR PALTIN: . . .*(inaudible)*. . . popup tents are not allowed, but umbrellas are allowed?

MR. MARTIN: Can you please repeat?

VICE-CHAIR PALTIN: I was asking if...if popup tents are not allowed, are umbrellas allowed, or are they both not allowed? Do you know, I guess, what the current rules or laws in regard to shade structures are?

MR. MARTIN: I...I'm not aware if there's a distinction between the two. I have to look at the...the most recent Rule Amendment to...to get you a clear answer. I don't want to mislead you or...or anyone else that may be listening in. But I...I do know that there was just recently a Rule change, I want to say within the last week, that was released. But we...we can get you that specific answer. That's not a problem. I...I believe your...the other part of your question had to do with whether or not I...I...what the breakdown was of residents to nonresidents is, and I...I don't have that number with me. I...I did ask our district court team what kind of stats that they were keeping with

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respect to the citations that have been coming in with the most recent waves. I sent that email out this morning. I'm waiting to hear back from them. But if we're able to break that down for you, we can provide an answer. And if not, we'll...we'll let you know in writing. If...if that's okay.

VICE-CHAIR PALTIN: That'd be awesome. Thank you. And --

MR. MARTIN: You're welcome.

VICE-CHAIR PALTIN: -- also, as...as far as the amount of time that those types of citations are taking you, do you find it infringing on the rest of your case workload? And if so, have you received any COVID money compensation to handle that additional case load?

MR. MARTIN: So we haven't received any...any funds specifically with respect to dealing with the...the case load. The number of citations that we have seen recently have been significant. It's complicated by the fact that it's coming into a division where we have shortfalls both in terms of staffing and attorneys. And so it...it is taking up a significant part of our Staff's time, as well as our attorneys.

VICE-CHAIR PALTIN: Does the citation monies collected, do you know if that stays within the County, or like traffic tickets, is it to the State?

MR. MARTIN: It's...I believe it goes to the...those go...those funds go to the...the State.

VICE-CHAIR PALTIN: Okay. Thank you. That's my questions for this time.

MR. MARTIN: And Chair, I'll...I don't know if I can mute on my end. I'll try and do that. I don't know if this is the way you've been doing it throughout, but we do get a message on our end telling us that we've been muted that makes it difficult to hear the questions. I'll...I'll try and mute on our end if I can and see if that works.

CHAIR RAWLINS-FERNANDEZ: Okay. I...and I think...I'm not sure what the feedback...I don't know if there's, like, movement going on on your end that's creating the feedback. So I...I'm not super sure what...what happened from the last Department to this Department that is creating feedback. No, from the Department, Member Paltin. Not from your side this time. So that...that's why we've been muting. But if you want to control the mute or...I don't...I don't know, if you can be more careful around the mic. Okay. Okay. All right. We're going to go to Member Sinenci, followed by Council Chair Lee.

COUNCILMEMBER SINENCI: Mahalo, Chair. Just a couple of clarifying questions. Aloha, Mr. Martin. You mentioned that you had 995 domestic cases this year. Was that an increase or a decrease from last year...or...or during the pandemic?

MR. MARTIN: I believe that was a...a slight increase from the year prior.

COUNCILMEMBER SINENCI: Okay. Thank you. And then my other question was we...I

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understand that some...some attorneys donate their time to the Maui Mediation Services. Do you know of roughly how many of the attorneys in the office help with the mediation services?

MR. MARTIN: I...I don't. I know that some of our attorneys, when possible, have donated their time to the self-help center over at the courthouse. But the exact number, I'm...I'm not sure of.

COUNCILMEMBER SINENCI: Okay. All right. Thank you for that. Thank you, Chair. That's all I have.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Okay. Council Chair Lee, followed by Member King.

COUNCILMEMBER LEE: Hi, Mr. Martin and Staff. Just checking, have...we put in a domestic violence unit in the Police Department 25 years ago, and also one in your office. It...has it remained the same couple of people, or have you expanded that over time?

MR. MARTIN: So when...most recently at...at full staffing levels, we had four attorneys assigned to that division. We actually had discussed, maybe over the last year to 18 months, the possibility of adding an additional attorney, although the four attorneys that were in there were able to get case levels down to a more manageable workload. Currently though, we're staffing that with only three attorneys, and we are...you know, we're...we're actively recruiting. We have a new experienced felony-level attorney starting next month, and we'll be...are...are looking to recruit entry-level attorneys so that we can promote from within as well. But that...that particular division is currently one attorney short of what...where we'd like to see it.

COUNCILMEMBER LEE: I understand that you used some grant funds. Is it...is it possible to get more grant funds for that unit?

MR. MARTIN: The...the grant funds, the...the VAWA funds that are used for the domestic violence unit are...they're...they're used for an investigator. So that...that's the way the grant is...is currently...currently written.

COUNCILMEMBER LEE: Okay.

MR. MARTIN: But we...we have openings, so we need to fill those openings.

COUNCILMEMBER LEE: I see. Thank you very much. I have no further questions.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Council Chair Lee. Okay. Member King, followed by Member Johnson.

COUNCILMEMBER KING: Thank you, Madam Chair. Aloha, Mr. Martin. Good to be talking with you. I just have one...other than what's already been asked, I just have one issue. And it's not particular to your Department because all the departments seem to do it,

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but it has to do with the key activity goals and measures, which used to be called performance measures, that I constantly see these goals be...including objectives. So it's not...like the goal...I'll take, for example, goal number four, promote safer communities, and then it says, by providing crime prevention efforts such as trainings. And then you tend to measure the success of that by the number of trainings rather than the actual goal, which should be basically promote safer communities. So how...how are you going to measure if you've been successful in making...you know, making the community safer, or at least feel safer? Because to me, the goal stops after the first three words, and I...and I see this a lot in a lot of the departments', you know, key measures, as if they're measuring the process rather than the actual goal. You know, your goal is to make the community safer. Your goal is to, you know, promote integrity in the prosecution profession. But then when you add that into the goal, when you add by doing da da da da, you tend to measure your process of how many meetings you've had, or how many trainings you've held, rather than finding out if you've actually reached the goal. So do you have any thoughts on how you'd actually measure the goal of promoting a safer community or safer communities across our County?

MR. MARTIN: That...that's a great question, and one that, you know, I was considering and even discussed when I was appointed in...in front of all of you for confirmation hearings. I couldn't agree more with...with...with what you've said. You know, what we're going to be looking at...and I agree with you completely that we need to find a way to better measure the impact of the work that we do on the community...basically the community. So whether we look at recidivism rates, you know, as one particular possibility, or focus on specific areas such as violent crime, domestic violence, you know, we're going to be looking into that. Part of that is going to be based upon, you know, we need to completely rethink and make sure that we're collecting the data that we need in order to be able to do that. So that is possibly going to be impacted by the fact that we are, of course, transitioning to a new case management system, which is going to have new and...and expanded tools in that particular area. So as we move toward that migration, that's one of the things that we're going to be considering. But that is...that is a work in progress. It was obviously too soon to make changes for this particular Budget, but that is something we're going to be looking at over the next year and how to better measure, I think, our impact...the impact of our work on the community.

COUNCILMEMBER KING: Okay. I really appreciate that and, you know, this was one...this was my pet peeve when I first got on the Council every time I looked at performance measures is the...the need to focus on the actual goal and not the process of getting to the goal. So I really appreciate your answers, and I look forward to, you know, hearing more kind of targeted measures, even if there's things like reduction in complaints about, you know, mistreatment and things like that. But just so we can find out if we really are reaching the goal, or if we're just meeting our goal of having a lot of meetings and taking...making a lot trainings and taking a lot of phone calls and things like that. So that's...that's one...that's a major concern I have for every Department, but I just thought I'd share that with you as a follow up to what we talked about in your confirmation. Thank you very much, Mr. Martin. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member King. Member Johnson, followed by Member

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Sugimura.

COUNCILMEMBER JOHNSON: Thank you, Chair. Excellent questions, Councilmember King. Good afternoon, Mr. Martin. I have a very simple question for you to start off with. So the highest point of nonviolent drug cases you didn't prosecute was 200 during COVID. Do you think your Department will benefit if Aloha House expands with a 12-bed facility focus...focusing on homelessness and drug abuse?

MR. MARTIN: Yeah. Yeah, not...not knowing all the details of that particular proposal, but just the fact that in its simplest terms it would be expanding space at Aloha House for treatment beds, I would absolutely think that that would be a...a positive move in terms of the work we do. Yeah.

COUNCILMEMBER JOHNSON: Okay. Thank you. My next question is about how...before when we spoke, the courts were often getting called with bench warrants for people who are not able to pay fines when they get a ticket. Is this office, Prosecuting Attorney, pursuing grants for community courts or diversion programs to help with that issue?

MR. MARTIN: So the...the Department has been actively engaged with both the judiciary, the public defenders, and even Maui Police Department in terms of moving forward with the community outreach court program. Our most recent...recent discussions with the judiciary have been basically we...we've been waiting for them to fill the two vacant positions that they had on the bench in the district court, which they've done within the last four weeks with Judge Dunn and Judge Rouse. And so once that occurred, Judge Bissen and I did touch bases again, and we are currently working on putting together the formal working group with the judiciary administrative judges for circuit and district courts. The head of the Maui Public Defender's Office, as well as Maui Police Department and their...the work that they've been doing through the LEAD program and their mobile resourcing it and the idea they have there in order to get us all at the table and start moving the project forward.

COUNCILMEMBER JOHNSON: Sounds exciting. Make sure to keep us posted when...on any updates. Okay. My next question comes from the Budget binder, page 495, and it's in regards to what some of the other Councilmembers were talking about: your grants that you're receiving for...your \$900,000 grant for 995 cases of domestic violence last...that sounds horrible. And now the part of your answer was that you have been struggling with getting...not getting grants, another end getting defunded and, you know, the State's not giving certain grants. Does this project...or is this grant in any way threatened by what you mentioned earlier?

MR. MARTIN: Yeah. No, this particular grant, the VAWA grant, we've received the award letter. It's Federally funded as opposed to State funded, and it's...it's...we have no problems with that particular grant.

COUNCILMEMBER JOHNSON: Okay. That...thank you for that clarification question. Chair, I have no further questions. Mahalo.

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CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Johnson. Okay. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you very much. So Andrew Martin, congratulations on doing...for doing a good job. And can you give us, like, a brief summary, how are doing with your new computer software? Because that's something that this Council approved for you as...to upgrade your Department.

MR. MARTIN: So we recently met with IT Services to start getting together basically the...the project management plan for how this is all going to roll out over the next several months in terms of beginning the migration from JustWare to eProsecutor. We secured the funds through the . . . *(inaudible)* . . . grant to a large portion of the initial fee. I think \$264,500 were obtained through that grant. The balance of that, we are requesting in our Budget that's before you today. And once we...you approve that, those funds covering the final \$40,000 or so needed for that fee, we can finalize everything with the vendor, sign the contracts, get their timeline from them, and start moving forward on migration and...migration of the data and implementation of the new program.

COUNCILMEMBER SUGIMURA: Fabulous. That's fabulous. For more efficiency, and that's good news. I noticed also that in your grants, you have about \$1.3 million for different programs. And I wonder if there is a need for more grant writing, or are you fine...I mean, it's pretty aggressive. You have like ten of them for your \$1.3 million...sorry, seven.

MR. MARTIN: No. Yeah. No, actually I mean, looking toward additional grant opportunities is something we want to take more advantage of. You know, it's both exploring not only our...our current programs, but also new opportunities, right? We've been exploring ideas such as criminal intelligence units, how we can use data in conjunction with MPD to better focus our prosecution efforts, to better identify individuals who are more appropriate for rehabilitation as opposed to those who are more appropriate for imprisonment, as well as geographical locations where we can focus our efforts. We can look to additional grant opportunities in domestic violence, looking at the numbers, obviously, you've seen that we've relayed today. So you know, while we do have obviously several grants that we receive revenue from, that's one of the things we're going to be looking to, is how we can take advantage of additional grant opportunities to expand and improve our...our services.

COUNCILMEMBER SUGIMURA: Okay. Thank you. Let us know if we can help you on that. And just real fast, how is your Ueoka Building, or your Children's Peace Center coming along? I...I noticed that the Kirk Kurokawa mural is up, and I saw you had a blessing of it. And is...did the Children's Justice Center move in? I remember a couple Budget sessions ago, there was a...members in the community who came to talk about, you know, that and finalizing that purchase. So are you...are you fully staffed in there?

MR. MARTIN: So the...the Children's Peace Center is on...on schedule as of right now. We have monthly meetings with the...both the...the County and State sides, CJC, in terms of making sure that everything's moving forward. As of right now, it's all on schedule. We're looking for the CJC to move in at the end of this year, beginning of next, which is



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in line with what we've been looking at all along. Of course, you know, with...with construction and buildout you never know what can come up, but as of right now we're...we're on schedule for that...that same timeline.

COUNCILMEMBER SUGIMURA: Oh, congratulations. That's a big accomplishment. That's all I have, and I'll look forward to presenting Tasha Kama's, her priority. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. I just have a couple questions. My first question is a follow up to the domestic violence cases, 995. How does that compare to other municipalities with similar size population?

MR. MARTIN: No, that's an excellent question, and not one that I have the answer to right now.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. MARTIN: Those are...and...and just to be clear, that number is the number of cases that we receive, not the number of cases that we prosecute. But I...I would have to...I would have to do some research there to find out what that number is like in...in jurisdictions of comparable size.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Okay. And my next question is on Program Budget, page 525, regarding asset forfeiture funds. So we haven't been qualifying for the Federal asset forfeiture funds; is that correct? And if so, the funds that we would have qualified for, does that just remain with the Federal or the State, or what happens to that funding?

MR. MARTIN: So we resolved that issue with the...with the Federal asset forfeiture, and we've...yeah, resolved that with the Department of Justice, and that account is...we...we've funded that account and are...we finished...

MS. CLEMENTS: We signed the SOP.

MR. MARTIN: Yeah, yeah, yeah, yeah. We're just waiting one for one final approval on our standard operating procedures from Department of Justice, but that's...we're in the very final stages of getting that matter resolved.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo for your response on that. So how long have we been receiving (*audio interference*) Do you know? And where...did the Department of Justice just withhold that funding from (*audio interference*)

MR. MARTIN: So it's my understanding that for...and this is...again, this is on the...the Federal asset forfeiture side that it's been approximately a year that we haven't been receiving funds. We have been receiving funds on the State asset forfeiture side.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Okay. That's all the questions I have. I'll ask the Members for follow up. Okay. I see follow up for Member Molina, followed by

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Member Paltin. Member Molina?

COUNCILMEMBER MOLINA: Thank you, Madam Chair. It's funny how I just told you earlier I had no questions. Well, just hearing the conversations and the questions from the Members kind of just spurred to me ask just one question of Mr. Martin. You know, the pandemic and its effect, how has it affected the, you know, people with pending court cases? I mean, delays...I mean, are things a lot better now with the advent of technology in this? Because I know, you know, you get...people's cases get pushed back, it does have some ramifications on their personal lives. Your...your thoughts, and where we're at with this, Mr. Martin?

MR. MARTIN: I think you see here on Maui, just like you've seen all over really, the entire country, and in the advent of allowing parties, attorneys, defendants to appear by video has obviously had a large impact on reducing kind of what was initially a pretty big backlog in the calendars. We're going to, I think, continue to see the use of that technology even after the pandemic. I know that the Chief Justice has indicated that that's something that he'd like to see. You know, the...the...the impact on jury trials was significant in terms of jury pools coming in. I think that's the one area where we still have quite a bit of...

CHAIR RAWLINS-FERNANDEZ: Mr. Martin? Sorry...I'm sorry. Something's going on with the mic. It sound...it...I don't know what's going on, but it's making it really hard to hear your response.

MR. MARTIN: Sorry, we'll...we'll try again. Is that better?

CHAIR RAWLINS-FERNANDEZ: Yes.

MR. MARTIN: The...oh, okay. The...I think...I think there's quite a bit of apprehension among, you know, potential jurors coming in. But the Judiciary has done an absolutely spectacular job in taking all precautions, making sure people are informed and are comfortable. I think it's...you know, it's...it's still unsettling for some, but we are moving forward. And you know, this is not just, I guess, the new normal, I mean, it's really going to be normal going forward, and I think that's a good thing for...in terms of access to justice in the courts.

COUNCILMEMBER MOLINA: Okay. Yeah. Thank you very much, Mr. Martin. And you know, and it's ironic when you had the...the audio difficulties, that's some of the challenges you have to deal with in a courtroom too, because with the court stenographer trying to record everything. I mean, you know, you guys certainly have the same problems that we do technology-wise when you have these unexpected occurrences. But certainly appreciate the work you and your Staff are doing, Mr. Martin, and thank you for your responses. Thank you very much, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina.

COUNCILMEMBER LEE: Point of order.

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CHAIR RAWLINS-FERNANDEZ: Chair Lee?

COUNCILMEMBER LEE: Yeah. I see a slot where the Police Department has their microphone on.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Chair Lee. So the...I think the Department is using one...one computer for audio and one computer for video. And so the video is showing Prosecuting Attorney, and then the audio is them speaking and it still says Police right now, but I think that's their audio. Okay. Mahalo. Okay. Member Paltin?

VICE-CHAIR PALTIN: Thank you, Chair. Can you hear me okay?

CHAIR RAWLINS-FERNANDEZ: Sounds good. Perfect.

VICE-CHAIR PALTIN: Cool. Thanks. I just was wondering, what are some of the reasons that cases get heard on the Big Island, or their prosecutors come here? And now with the corona, is that able to be done virtually as well? Or if there's a move, do we have to fund...is there an associated cost with using a different county's prosecutor?

MR. MARTIN: So those situations arise where a Department has a conflict of interest with a case. For example, our Department is unable to handle a case because we have a conflict of interest, say, for example, the victim is an employee of our Department, then a department such as the Big Island would step in through the authority of the Attorney General and take over the prosecution of that case. In that particular instance, we are responsible for expenses associated with that prosecution. And it would be the same vice versa, if we were asked to step in as conflict...in a conflict case for another department, any expenses related to that prosecution would be borne by the...the Big Island or O'ahu or Kauai or whatever the case.

VICE-CHAIR PALTIN: Okay. Mahalo. And are they able to do that stepping in virtually at this time?

MR. MARTIN: Yes, absolutely. Yes.

VICE-CHAIR PALTIN: And any revenue that comes to us would go into the General Fund, and if we need to pay for the expenses from another County, does that come out of the General Fund or out of your budget, like a contingency fee or something?

MR. MARTIN: That comes out of our budget.

VICE-CHAIR PALTIN: And...and does it also get returned to your budget if we're providing the service for another county?

MR. MARTIN: Yes. Sorry, yes, it does.

VICE-CHAIR PALTIN: Okay. Mahalo. No further questions. Thank you so much.

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CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Paltin. Members, any other questions to follow up? Okay. Seeing none. We will go to the next portion of our process, which is to hear Members' priorities. We have one priority proposal from Pro Tem Kama, it's number 46 on your matrix, and it's a district. It would be new funding in your...page 521 in your Program Budget. Okay. And then Member Sugimura is going to present it on behalf of Pro Tem Kama. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you. Yeah, in behalf of Councilmember Tasha Kama, this is her number one priority for this Budget Session. And as you know, for her...her passion really for the homeless, and it would be a request to establish the community outreach court. And through the investigation that I was able to do by talking to various people who would make this happen, and with the confirmation of Member Kama, I would like to...it's a slight change. So by talking to--and...and Andrew Martin can confirm this--by...by talking to Andrew Martin, he has been outreaching with Judge Bissen from the Circuit Court as well as from Danielle Sears from the Public Defenders. And through their communication, they have come up with an idea, I think it was Judge Bissen's idea, to take the Maui Police Department mobile medical unit and create a Maui mobile community court outreach. And...and by reading *The Maui News* article on it and through the suggestion of Andrew Martin, the Maui Police Department used Gregg Okamoto, Jan Pontanilla to create the Maui medical...the medical mobile unit for the Police Department. And therefore, I reached out...and the...and the unit came from our Marc Takamori with our Department of Transportation. So I reached out to Director Takamori and found that at this time, they do not have a bus, but maybe next year, which kind of fits into what Tasha Kama's proposal will be. All the...all the names that I just mentioned that would be part of an investigative group are talking about creating Judge Bissen's idea of this Maui mobile community outreach court. And Andrew Martin, which you can confirm with him, said right now is a little bit too early to narrow in on this community court until they get all the pieces put together. So therefore, what I would like to suggest is instead of her 500,000 additional or brand new funding to establish this court, is to establish a feasibility study for the Maui mobile community outreach court, and by...I would do this by adding \$50,000 from Fiscal Year 2021 to '22 Budget for a study to be done to gather information about the justification of establishing this. Right now, Danielle Sears from the Prosecuting...or Public Defender's Office is setting up a tent and doing outreach in the community, and she's gathering data that way. And I would like the continuation of this...of gathering data to find out the need for this, and then to also find out what the total cost might be for another budget . . . (timer sounds) . . . cycle when we're ready. So this is...this is Tasha's proposal, and I wonder if you could get the Department to say a few words, if I could?

CHAIR RAWLINS-FERNANDEZ: Yes, Member Sugimura, that's part of the process.

COUNCILMEMBER SUGIMURA: Thank you. Thank you, thank you.

CHAIR RAWLINS-FERNANDEZ: Comments, Department?

MR. MARTIN: Thank you, Member Sugimura and Chair. I...first I want to make sure that

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credit is given where it's due. With respect to the mobile response unit that MPD currently has, I had nothing to do with that. That was...that was completely developed by the Chief and MPD, and it was...is a terrific idea. And when that unit was published in the paper, it's funny. I got a couple phone calls regarding it, one being from the Judiciary, another being from the Administration, you know, about how that...and actually, a third from the Maui Police Department about how that idea could be useful with respect to the community outreach court. And really, all credit needs to be given to Maui Police Department in terms of what they have developed there with respect to providing that important service to the...to the community, and then being willing to sit down with us, as Greg Okamoto and Jan Pontanilla did, and just brainstorm different ideas about how this could also benefit the community outreach court model. And I believe with the Chief's support, you know, that idea is coming together. But community outreach court and whichever model, I guess, it...it...it develops into, it is a cooperative effort. And so it is one that is going to take the Prosecutor's Office, the Public Defender's Office, the Judiciary, Police, and other service providers to really come together and cooperate as one unit, all pulling in the same direction to kind of develop this program. And there's a lot of work still to be done. A lot of the stakeholders have questions about the program, how it would work. They're legitimate question...questions that we need to explore and come up with answers for. And so as I mentioned earlier in my remarks, you know, this is...the next step is to set up that formal working group, and we've started that process. It is not something that's going to happen in the, you know, immediately near future because as I said, all these different stakeholders have to come together to put this plan in effect and pull all the same direction. And I think we're very fortunate here on Maui that we have so many groups that are willing to do that, and see the value in this particular program and what it can do for the community. So I do support the initiative as proposed. I think that in terms of having the opportunity to formally put together a feasibility study is something that could be an asset to the group as we come together and begin to work through how we can best serve the community and...and...and make sure that we have a good handle on the scope of the...the...the problem that needs to be addressed. And that's certainly one of the questions that the Public Defender's Office and the Judiciary are both looking for answers on, and it's an excellent question. So we would support the initiative. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Mr. Martin. Okay. Members, questions for the Department or Member Sugimura? Member Paltin? Oh, and before you start, Member Paltin, the...the article that Member Sugimura was referencing was published on March 16th, 2021 in *The Maui News* if you're (*audio interference*) It's the Maui Police Department's Mobile Medical Educational Unit is what it's called, and it's part of the CORE Program...the MPD Critical Outreach and Response through Education, CORE Program. Okay. Member Paltin?

VICE-CHAIR PALTIN: Thank you, Chair. My question would be for Mr. Martin. Your Department has the capacity to commission a feasibility study, and you think that 50,000 is just the right amount of money?

MR. MARTIN: You know, to be perfectly honest, the...the...the first that I...that I heard of that proposal was today, because it was a change from what was originally in the...the...the

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matrix. So I...you know, I don't know that I could really answer that question in complete detail, but it would seem appropriate.

VICE-CHAIR PALTIN: Okay. And if it's not your Department, then who would be the right entity to commission the feasibility study?

MR. MARTIN: Yeah, if I'm understanding the question correctly, I mean, I think we're...I think we're the correct Department. We would be...I think we're the correct Department to commission the study. You know, whether the amount is appropriate, you know, obviously we'd have to...we'd have to see.

VICE-CHAIR PALTIN: Okay. I guess my follow-up question would be, could you get us that information by the decisions week?

MR. MARTIN: We could certainly try, Member Paltin, absolutely.

VICE-CHAIR PALTIN: Thank you, Mr. Martin. Thank you, Chair. Thank you, Member Sugimura. Thank you, Member Kama.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Okay. Okay. I see Member Molina. I'm going to ask a couple follow-up questions, and then I'll call on you, Member Molina. Okay. Okay. Three minutes on the clock. Okay. So Mr. Martins [sic], when we had the community outreach court in discussion in Committee, my understanding is it...it sounds like this Council, like, supports that concept. I definitely do. When we had the presentation from the PDs and others on O'ahu that are running the COC on O'ahu, that they're having the community outreach court in locations that are already existing, so at community centers or places where those in our community who are unsheltered feel comfortable gathering and going to where they are. My question is, would...would we need to have a bus for our Maui County community outreach court, or could the COC, under the Prosecuting Attorney, coordinate with the Maui Medical...MPD's medical educational unit and meet up at a location where the COC could happen, as well as provide these other wraparound services from MPD?

MR. MARTIN: I think that the...the latter description you gave is the one that was originally envisioned. Yeah. And to the extent that there's any other model, you know, in terms of us brainstorming how we could utilize a similar model in terms of the bus, outfit it with necessary infrastructure, and literally put the court on wheels, you know, I mean, that's something that's in the very early stages of...of...of considering. But your latter description with respect to coordinating with the...the medical unit to be present at a location for the community outreach court was the original way that this kind of all came up.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Martin. Okay. Member Molina?

COUNCILMEMBER MOLINA: Yeah. Thank you, Madam Chair. Actually my question was along the lines of Member Paltin's question, which I...actually I was going to ask Member Sugimura is how they arrived at the figure of 50,000 for this study. Because as we

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know, these days for studies and audits, you're talking 100,000 or more, so that's...was kind of my question. So you know, if...if it's something that we definitely need, by all means if it's more than 50 then, you know, I just say yeah, you know, go...go for it. But that's...that was my question. So I don't know, was this a number just thrown out in the sky, or was it somebody mentioned this to you, Member Sugimura, or *(audio interference)*

COUNCILMEMBER SUGIMURA: So this is...this was actually a thought that I had of how to start this process after talking to Andrew Martin about the communications that he's had, and then how to embrace all of the...the departments that are internally, which is our Department of Transportation, our Maui Police Department. And it is a number that...I mean, I...I'm really guessing, and I...I will work with the Department, Prosecuting Attorney just to kind of narrow it down to something so that by decision week we can have a better idea. There's definitely a will to make this happen. And I will give you some numbers from the City and County...I mean, the *Honolulu Star-Advertiser* that came out talking about the need for this community outreach court. And their...within two years, as of September of 2020, they reached out...they had 2,201 participants, and the participants were cleared of 2,321 cases and ordered to...to do almost 4,000 hours of community service. So there's this...it's...it's bigger than just the...the meeting that would take place on the day with the courts. And I...I look forward to hearing more from, you know, Prosecuting Attorney, if he thinks we don't need to get another bus, but I did reach out to Marc Takamori, he said they don't have a bus now, but maybe in, you know, next year. So there's a lot of details. And to answer your question, Mr. Molina, I took my best guess. I just wanted to, you know --

COUNCILMEMBER MOLINA: Sounds good.

COUNCILMEMBER SUGIMURA: -- get this moving forward for Member Kama because this was her top priority. And I'm sorry I'm presenting versus her because this is definitely her passion, helping the --

COUNCILMEMBER MOLINA: Yeah.

COUNCILMEMBER SUGIMURA: -- homeless. And...

COUNCILMEMBER MOLINA: Yeah. I would say maybe even expand the scope of the study as well, so if it costs a little more depending on what we want to do, I think hey, you know, it's something worth exploring. And so anyway, just my thoughts. But certainly a worthy --

COUNCILMEMBER SUGIMURA: Oh, that's nice.

COUNCILMEMBER MOLINA: -- proposal. Thank you, Member Sugimura.

COUNCILMEMBER SUGIMURA: Yeah, that's nice.

COUNCILMEMBER MOLINA: Thank...thank you.

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COUNCILMEMBER SUGIMURA: Thank...thank you. And I hope then after...I also wanted to have the Department get back to us by February of next year, so that by Budget Session next year 2022, hopefully Prosecuting Attorney would have more firm numbers and details and a firmer plan. So we really are . . .*(timer sounds)*. . . capturing this at the beginning of a great idea, and trying to make it take the next steps forward. So I hope you will all join Member Kama and support her idea. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Members, questions for additional information from the Department or Member Sugimura? Council Chair Lee?

COUNCILMEMBER LEE: Member Sugimura, was the 50,000 pretty much for the coordination to develop the program or a study? Why would you study something that, you know, pretty much everybody agrees there's a need for? Can't hear you.

COUNCILMEMBER SUGIMURA: Oh, sorry.

CHAIR RAWLINS-FERNANDEZ: Member Sugimura...

COUNCILMEMBER LEE: I guess you keep hitting your button by mistake or something.

COUNCILMEMBER SUGIMURA: Oh, sorry. The feasibility study is to put...gather data to justify the establishment to spend taxpayer dollars and to what magnitude, right? So are we going to have a bus for this, are we not going to have a bus? I mean, are we...do they finally decide they want to have it at a community center?

COUNCILMEMBER LEE: Okay. My time is limited, so I have to ask you fast questions. Okay. So does that mean there is a committee already formed that's working on this project?

COUNCILMEMBER SUGIMURA: So who is working on it, you can ask Prosecuting Attorney, but he...the names that he gave me are...is who's working on it, Judge Bissen, himself, the Public Defender's Office, which is Danielle Sears, and Gregg Okamoto, Jan Pontanilla, Marc Takamori. So there's like this kind of informal group that are putting their great minds together to come up with this project.

COUNCILMEMBER LEE: Okay. All right. I was thinking that I might want to join that group because I have a bus. Believe it or not, I have a bus. Thank you.

COUNCILMEMBER SUGIMURA: You have a bus?

COUNCILMEMBER LEE: I have a bus.

COUNCILMEMBER SUGIMURA: Wow. Does it have Wi-Fi?

COUNCILMEMBER LEE: We have...we have this extra bus because as you know, we take care of people coming out of prison, we have a residential facility. And when COVID hit, we needed to separate everybody, so we bought two buses. Okay. Well, actually it was



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donated to us, and we had to just fix it. And then one we used for guys who are in quarantine, and one is extra because our guys have started to get their shots, so we don't need to separate them as much. So we have a bus, we have an extra bus.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair Lee.

COUNCILMEMBER SUGIMURA: We'll come check it out.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Let's see, I saw a hand. Oh, Member Sinenci's hand. Okay. Member Sinenci?

COUNCILMEMBER SINENCI: Mahalo, Chair. Yeah, I would...I would vote against the study. I think, you know, like Member Sugimura said, all the studies from O'ahu and seeing how it's working on O'ahu, I...I certainly support a community court. We've seen today the LEADs Program and possibly helping some of our homeless populations in West Maui. And so I think for community court, in the...in the predicament that we're in, we need more services to be helping and addressing our homeless, and I think this is...this is one great tool to addressing those issues. I think we can create problem solving within our communities and bring people together and help craft solutions to problems. We can also look at sentencing strategies that address and affect chronic offending. We can bring the community in to play a role in administering justice in their communities. What else? We can link offenders to the services they need to avoid reoffending. What else? And just some alternatives to incarceration. So those are some of my thoughts. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Okay. Any other questions for the Department or Member Sugimura? If not, I have. Okay. So I think...for me, I think I'll...I'll echo what Member Sinenci said. I...I'm not convinced that a bus would be necessary to get this going. I think as far as the Council, the Department has the support. What I'm hearing from the Department and the leaders in the community that want to make it happen, there...there's political will, and that political will and motivation to make something happen is not something, you know, we would buy, it's...it's either there or it's not. And for this, it's there. You know even, you know, Chair Lee would like to sit on this...in this group to try to make this happen, so I think that there is the support for it. And I...I...I'm...for me, I don't...I don't really see the need for money right now, it...it's more of a matter of leadership and seeing this program to fruition. And it sounds like there's the leadership and vision to make this happen. And so, you know, we can let Member Kama know that it...it doesn't need money right now, that...my thoughts. I...I'm not...I'm not speaking, you know, on behalf of anyone else. But that I think the things that are needed are...are there right now to get the ball rolling. Member Sugimura, you want to respond to my comments?

COUNCILMEMBER SUGIMURA: Oh, and...and I hear you. So I think the purpose of this is just to ensure that the pieces come together and the Council can hear it to be ready for the next Budget Session. So that was the intention of this so that's why it's a feasibility study just to look at it and explore, you know, the data that comes out, and the...the need for it by, you know, like...like what that *Star-Advertiser* article presented for what

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Honolulu was going through, which...which is what made me think about let's, you know, take the next step forward after talking to Andrew Martin. But then if that's correct, Keani, could we then put a proviso on this, just saying under Prosecuting Attorney that asking them to get back to us for the next fiscal year on outcomes for this? Or...or we can just take it up in Committee and just get a report back just so that we can make sure that it walks forward. Yeah, I...I...I agree, it has the will, you know, of us, and I just want to make sure that we give Andrew Martin and his team that he's, you know, is kind of putting together the right tools that they may need. Because I will tell you that I also reached out on behalf of Member Kama to talk to --

CHAIR RAWLINS-FERNANDEZ: We can...

COUNCILMEMBER SUGIMURA: -- the State to see if they have any money also, because this is going to involve that. I mean, they need...we need the State's help too. So I just want to make sure we have the tools --

CHAIR RAWLINS-FERNANDEZ: Right.

COUNCILMEMBER SUGIMURA: -- in place so that we can get it. So whatever you guys want to do, but I just thought we would have a study, they get back to us formally, we can ask the State. I've already asked Mazie Hirono's Office for help --

CHAIR RAWLINS-FERNANDEZ: Member...

COUNCILMEMBER SUGIMURA: -- on the Federal side.

CHAIR RAWLINS-FERNANDEZ: Member Sugimura?

COUNCILMEMBER SUGIMURA: So... . . .(timer sounds). . .

CHAIR RAWLINS-FERNANDEZ: Okay. That...that was my time.

COUNCILMEMBER SUGIMURA: Oh, sorry.

CHAIR RAWLINS-FERNANDEZ: Okay. Yeah, it's okay. So yeah. So I think, you know, we can work on it in committee or we can even create a working group or a TIG or...you know, we have a lot of tools that we can use that don't cost additional funding. And I'm not hearing the Department request additional resources to make the COC happen. And so unless the Department is asking for that, I'm going to assume that they have the resources necessary to get the ball rolling so that this is something that can happen come next fiscal year and they can request funding from the Council if necessary. Okay?

COUNCILMEMBER SUGIMURA: Okay. So Department, do you want...do you have a comment on that? You don't need the 50,000 or...to create a feasibility study?

MR. MARTIN: You know what, I think maybe the best way for us to approach it seeing that, you know, this has come to our attention just today is...is to respond back before

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deliberations.

COUNCILMEMBER SUGIMURA: Oh, okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Okay. Seeing no other hands, we'll go to the last portion of our review, which is questions on any of the grant revenue, and there aren't any special purpose revenue or bills. I think we asked our questions regarding grant revenue. Okay. All right. Seeing no hands. That completes our review of the Prosecuting Attorney's Department, so I will invite Mr. Martin to provide any final thoughts or closing comments.

MR. MARTIN: I just want to thank you each for your...your...your time that you're putting into the...the process, the attention that you've paid to our Department, the important and essential work that we do, and in considering our budget requests for the next fiscal year, we truly appreciate all the work that you do. And we'll get you additional answers to the questions we weren't able to answer today as soon as we can. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Martin. And congratulations on your first...leading your first Budget. Easy peasy, right? Okay. Members, we will take our afternoon break, if there are no objections.

**COUNCILMEMBERS VOICED NO OBJECTIONS**

CHAIR RAWLINS-FERNANDEZ: We'll do 3:05. Is that okay? Yeah, that'll...that's a little over 10 minutes, 15 minutes, so...and then when we return that'll give the Department time to transition to Department of Public Works, who we'll review next. And we'll be ten minutes ahead of schedule. Good job, Members. Okay. So if there aren't any...any questions or comments, we'll...we'll take our break now, and we'll return at 3:05. It's 2:53 on April 13th, and the Budget, Finance, and Economic Development Committee is now in recess. . . .*(gavel)*. . .

RECESS: 2:53 p.m.  
RECONVENE: 3:09 p.m.

CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Will the Budget, Finance, and Economic Development Committee please return to order. It's 3:09 on April 13th, and we are continuing on with our next Department, and also continuing on with our department-theme stretches and workout song. DJ Pajimola.

. . .*(the song Life is a Highway plays, covered by Rascal Flatts)*. . .

**DEPARTMENT OF PUBLIC WORKS**

CHAIR RAWLINS-FERNANDEZ: Okay. Now that we're all stretched up, we got the blood flowing again, we have...mahalo, Department, for getting a good stretch with us. It's nice to see you all. Okay. So aloha, Director Rowena Dagdag-Andaya. Will you please

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introduce who on your team you have with you today?

MS. DAGDAG-ANDAYA: *(audio interference)* Director of Public Works. And for Councilmember Sinenci and Councilmember Keani Rawlins-Fernandez, naimbag nga aldaw yo amin apo. So and I just wanted to introduce the Staff here today. I have Deputy Director Jordan Molina to my...to my right, our Engineering Division Chief Chico Rabara to my left, and behind us here we have John Smith from our Highways Division. On-call is our Assistant Administrator over at Development Services Administration, Lance Nakamura. But thank you for having us this afternoon.

CHAIR RAWLINS-FERNANDEZ: Mahalo for being with us. Okay. So I will dive right into a...our transmitted questions. Starting with the overall questions, question one, please indicate whether there are any new County regulations that...that are sometimes unfunded.

MS. DAGDAG-ANDAYA: Chair, at this time there are no new unfunded regulations in FY'21 that requires compliance from the Department of Public Works.

CHAIR RAWLINS-FERNANDEZ: Excellent. Number two, what are the next steps for moving forward with the construction of a South Maui Consolidated Base yard? A, how much funding is needed for the next phase?

MS. DAGDAG-ANDAYA: Thank you, Chair. It's our understanding that at this time, there is an item in Department of Parks and Recreation to fund a study or to get started with the planning and design for the South Maui Consolidated Base yard. But the next step that we identified would likely be to conduct the facilities master plan, like the one prepared by the Department of Management in 2015 for the consolidated base yard in Waikapu. And we recommend consultation with the Department of Management regarding the amount of funding needed to conduct the facilities master plan.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Question three, are sidewalks slated to be installed on South Kihei Road from Lipoa Street to the fire station?

MS. DAGDAG-ANDAYA: Thank you, Chair. This section of South Kihei Road from Lipoa Street to the Kihei Fire Station at Waimahaihai Street has sidewalks on both sides of the road, with exception to a 500-foot section fronting Saint Theresa Church and the Lipoa Street intersection with South Kihei Road. The South Kihei Road pavement rehabilitation project, Federal-Aid Project STP-310(016) will install sidewalks at this location. The project is scheduled to be bid out for construction this year in August.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Question four, are there current plans to resurface Kihei [sic] Road from Lipoa Street to the fire station?

MS. DAGDAG-ANDAYA: So South Kihei Road pavement rehabilitation project will resurface and reconstruct portions of the existing pavement through this portion of South Kihei Road. And as I stated earlier, the project is scheduled to be bid out later this year in August.

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CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Question five, does the Department plan to make safety improvements to Kanani Road? If so, what type of safety improvements?

MS. DAGDAG-ANDAYA: The Department's six-year capital program currently does not propose safety improvements at...on Kanani Road.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question six, if Council were to ask for an 11 percent cut in programs and activities funded by the General Fund to fully fund recommendations proposed in the draft Comprehensive Affordable Housing Plan at \$57 million, without increasing real property tax revenue, A, what programs or activities would you cut; and B, what impacts would the cuts have on residents?

MS. DAGDAG-ANDAYA: Thank you, Chair. The FY'22 Budget proposed by Mayor Victorino already includes cuts to the Department's requested budget. Cutting an additional 11 percent would likely require reducing or eliminating core services provided by the Department. We would defer to the Council to recommend which programs or activities should be reduced. And as far as for item B, what impacts would the cuts have on the residents, it would depend on where the cuts are made, and we can follow up to this once the...once...to this question once the cuts are identified.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director. Okay. The next question is regarding salaries and wages. Relating to Park Caretaker expansion positions, A, is Park Caretaker I the correct job classification for the four requested expansion positions when they are listed in the Budget Details under County Building Services? If work is being performed at a County park, what is the park? B, what are the duties for these positions, and where will they be assigned? C, is existing Staff performing these duties at this time? If these E/Ps are not hired, who will perform these duties? And D, the E/Ps are noted as "1.0" which suggests that they will be hired immediately on July 1, 2021; is that true? If not, when do you anticipate hiring to begin?

MS. DAGDAG-ANDAYA: Thank you, Chair. I'm going to turn this section over to our Deputy Director Jordan Molina.

MR. MOLINA: Good afternoon, Chair Rawlins-Fernandez and Members of the BFED Committee. So we...Park Caretaker is the correct position. They will not be maintaining parks, but County facilities in this situation. The Park Caretaker was being proposed because of the . . .*(inaudible)*. . . which involve both janitorial services, groundskeeping, and building maintenance duties under their position descriptions. And this is to accommodate the expansion of our County facilities, and primarily the new challenge of offsite facilities. Without these positions, we're going to continue to stretch our existing Staff to try and cover whatever essential functions we need to perform, as well as utilizing overtime to try and keep up with our growing inventory of facilities. Regarding the last question, the one E/P suggests these are full-time positions that we're seeking to hire. The funding with all new expansion positions typically is eight-month funding to allow time for creation of the positions and recruitment, so the earliest practical that we could hire is November 1st. Thank you, Chair.

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CHAIR RAWLINS-FERNANDEZ: Mahalo. Okay. The next set of questions are regarding operations and equipment. One, will the outcome of the LED Street [sic] Study allow the County to move forward with implementing LED streetlights? If yes, when is that expected to occur?

MS. DAGDAG-ANDAYA: Thank you, Chair. The Department is contracting with Planning Solutions, Inc. to conduct an Environmental Assessment to converting to LED streetlights. The study is anticipated to be completed by the summer of 2022. And the completion of the study is a critical next step in moving the project forward. Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Question two, what is the purpose of contracting professional services for draining [sic] rules modification? A --

MS. DAGDAG-ANDAYA: Thank you...

CHAIR RAWLINS-FERNANDEZ: -- what would be the...oh. What...okay. A, what would be the Department...what would the Department like to see modified and why; B, which drains will be reviewed and how will this information be used; C, have funds been requested to address issues that arise from the drainage reviews; and D, please explain what is meant by drainage rules modification.

MR. MOLINA: Thank you, Chair. So first question about professional services, the amount of the effort to review and update the rules is going to take significant amount of time which we feel would be best served by hiring an outside...outside consultant as opposed to have deferring work from our existing Staff or taking them off other responsibilities they already do. In part that the...we feel we need the focus and attention of a dedicated consultant for this project. Some of the areas that we're looking to revise include the...a lot this...the drain...there's a lot of technical analysis on how we review development projects. Some of the areas we're looking at expanding are analysis of offsite flows and how developments mitigate their onsite improvements for their drainage increases, expanding analysis of discharge points created by development, more comprehensive planning for larger phase developments, more consideration for site-specific BMPs that are implemented, as well as addressing development scenarios which the current rules are silent on, one example being photovoltaic solar farms. The rules...the storm drainage facilities rules were last updated in 1995, so we feel it's time for a revision and an update. Another big task of this project is to develop a drainage manual to help guide developments on how they get through our drainage review process, understand the rules better, and help kind of make the whole review process a bit more efficient, provide better examples of what the County's expectations are. Question B, we are not the...the rule modification is strictly about the rules themselves, we're not doing any sort of infrastructure assessment of specific drains. Question C, regarding funding to address issues that arise from drainage reviews. Drainage reviews are associated with proposed developments, so the Department does not...or the requirement is for projects to mitigate their own drainage impacts, the County does not pay for mitigation of private development. But if it is associated with a County CIP project, then through the CIP Program we would request funding to address any drainage issues. And then lastly,

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yeah, kind of touched upon already what we're seeking with the modifications on the rules. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Deputy Director. Question three, please explain why water delivery charges are more than double for the Kahului Service Center compared to all other expenses.

MS. DAGDAG-ANDAYA: Thank you, Chair. So the Service Center receives both potable water service for the building needs and non-potable water for landscape irrigation. The additional water delivery charges are for non-potable water service, which was mistakenly omitted from the FY'21 Budget.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question four, the request for electricity expenses in FY 2022 has doubled from 175,000 to 350,000 because of the new County Service Center, despite the elimination of electricity service at the former site. A, if we are removing electricity costs for the former building, why are electricity costs doubling; and B, will the new County Service Center be fully operational on July 1st, 2021? If no, should the Department relook at the cost for electricity?

MS. DAGDAG-ANDAYA: Thank you, Chair. So the electricity expenses that were identified in FY 2021 Budget only covered six months because the occupancy of the new Service Center didn't begin until the second half of the fiscal year beginning in January or late December. So the FY'22 Budget covers for a full year, 12 months of electrical services. So the removal or elimination of electricity expenses from former sites will be shown in other sections of the Budget for those departments that relocated to the Service Center and no longer need to pay for electricity from their own budget. So you'll see that with some of our leased spaces. And then for item B, will the new County Service Center be fully operational. The Department expects the County Service Center to be fully operational by July 1st of this year, and according...or according to the information we received from the Department of Management.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Question five, when does the Department expect implementation of MAPPS?

MS. DAGDAG-ANDAYA: The Department expects MAPPS to go live during the week of October 25th, 2021, according to the latest update from the Department of Management. But we recommend that you also consult with Management Department for additional information regarding this project.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Question six, what is the disposal process for County equipment that is replaced?

MR. MOLINA: Thank you, Chair. So disposal of County equipment is governed by Chapter 2.72 in the County Code, as well as the County motor vehicle policy. The Director of Finance is charged with the responsibility of authorizing and tracking all disposal methods. And all the...all the results of the disposals are then reported back to the Department of Finance for certification. For the past several years, it's been the

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practice of the Department of Public Works to dispose of vehicles by auction, and that would apply to the vehicles that rely on the services of Highway Division for both purchasing and disposition, the...which covers all the County departments except for Parks, Water Supply, Police, and Fire handle their own vehicle purchasing and disposal. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Deputy Director, for proactively answering question seven. The second part to question seven is, is there a record of how much the replaced vehicles were sold or traded in for?

MR. MOLINA: Yeah. Chair, so all those get reported back to the Department of Finance, so they can best provide the records that they have. And I mentioned earlier, we don't do trade-ins or sales anymore, it's all through public auction.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Question eight, services proposed in FY'22 for the Special Maintenance Revolving Fund show an increase of \$30,000, 10 percent. However, there is no explanation given to support this increase. What is the basis for this increase?

MS. DAGDAG-ANDAYA: Chair, the increase for the maintenance of street trees...or this increase is for the maintenance of street trees on Maui Lani Parkway by the Department's Highways Division. We currently have an agreement with the Maui Lani Community Association, a landscape maintenance agreement. Over the years, however, they have expressed concern regarding their ability to continue to maintain the trees. The agreement that we have with them states that they maintain the trees for aesthetic purposes, but there are times when there are safety concerns that we'd like to address from the Department. So this increase would...would support the need to address any safety issues with these trees.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director. Question nine, what are the "little green men" used for in crosswalks? And I'm assuming we're not talking about aliens. What is their cost per item?

MS. DAGDAG-ANDAYA: Thank you, Chair. So those...sometimes you'll see little green men in...in residential subdivisions, and those are put out by the homeowners. They can buy them from some of the local hardware stores like...well, local hardware stores. The...the pedestrian signs that we have are more rectangular in shape, and...and they pertain to those in-street pedestrian crossing signs that we have on our County roads. The transmittal that we provided you has an example of what these pedestrian signs look like, and they're used to alert road users of the crosswalks and of the law regarding the right-of-way at an unsignalized pedestrian crosswalk. So the cost of materials and installation is approximately \$500 each.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director. Question ten, what is the cost per gallon for paint used in street painting projects?

MS. DAGDAG-ANDAYA: Thank you, Chair. And I just wanted to let the Council know that



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the Department did partake in a quick-build project over in Kahului next to Lihikai School, and that was in partnership with the Maui Metropolitan Organization, Healthy Eating Active Coalition [sic], Department of Health, and our Highways Division. And this...the...the project was funded through a grant that the MPO and HEAL had received. Estimated cost for the paint used in the artwork, so just the artwork...artwork alone is \$25 per gallon, and \$116 per 5 gallons. We did however, from the County, we applied thermal plastic paint per the regulatory pavement markings associated with the street art project...or street project. It's a different material that's more durable and longer lasting than the street...the regular street paint that we use.

CHAIR RAWLINS-FERNANDEZ: Mahalo. The next eight questions are regarding capital improvement projects. Question one, the Council appropriated \$200,000 in FY'21 for improvements to the Baldwin Avenue Parking Lot. A, please provide a status of the project; B, what is causing the delay in improvements until FY'23 through '27; and C, the lot is in very poor condition and lighting is almost nonexistent. Are any interim improvements planned for FY'22?

MR. MOLINA: Thank you, Chair. We do have a design firm that's been selected, and we're working to get them under contract. Right now, the project is not delayed as far as we understand, the CIP process just takes some time. And given that this was a new project that was not within our radar added in FY'21, it will take us at least a year or so to get all the ducks in a row. Also, we anticipate some significant improvements needed at that parking lot, as well as it will require SMA permits. At this time, there are no interim improvements planned. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Deputy Director. Question two, the weather experienced in March 2021 caused considerable damage to the County's infrastructure. Were any projects proposed under the Countywide bridge and drainage road resurfacing and Federal aid adjusted for funding in FY'22? If so, what adjustments have been made? If not, how does the Department intend on paying for storm damage repairs?

MR. MOLINA: So when this Budget was submitted, there was no time to amend the submittal to Council to include any projects, but I believe on your agenda on Friday, there is a proposal to appropriate funds from the Emergency Fund to support the repair work from the flooding.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question three, please provide a status update on improvements at Wainee (*phonetic*) Street. In FY'21, this project was a budget priority under CVS 6067. Are additional monies needed?

MR. MOLINA: No money...no additional money is needed at this time. We are still working to get a design consultant on board, get a assessment of need.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question four, does the County still qualify for matching funds for the Kahua Street draining outlet project at the Kahoma Flood Control? Was the project not funded by the County in FY'21?

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MR. MOLINA: The project was proposed in FY'21, but cut during the Council's deliberations. Also, we're not aware of any matching funds for the construction of this project. However, the design work and permitting was paid for out of a SMA...or a condition of the SMA approval related to the Honua Kai Resort, but those conditions were specific to design and did not include construction funds.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Question five, would the Lower Honoapiilani Road Complete Streets project trigger the payback of the three lot or less deferral agreement? Is the Department working on a formula for the pay back of deferral agreements?

MR. MOLINA: So the subdivision agreements have several different scenarios under which property owners can pay their deferred improvements. Unfortunately, the agreements themselves and the County Code lack of clarity, we feel we need to collect on these agreements. So we are working to develop . . . draft an ordinance to clarify what protocols and procedures we would follow in collecting upon these agreements, so everybody can be clear on how we're going to proceed with that.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Deputy Director. Question six, the traffic safety improvements are being planned for Pulehu Road and Makani Road associated with the Annual Traffic Calming Program.

MR. MOLINA: So the Annual Traffic Calming Program is our speed hump program. So we have speed humps planned on Pulehu Road and Makani Road. And yeah, typically, the improvements are limited to speed tables and speed humps through this program.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Question seven, please provide an update on the Lāhainā Flood Control Project. Has the National Resources Conservation Service announced new funding for this project, is the Department utilizing these funds, and what is the Department's plan to proceed?

MR. MOLINA: So we are working to...to finalize the intergovernmental agreement to accept the funding from the NRCS so that we can do a environmental and planning study for the project. Approximately 1.3 million is estimated for this project, of which 1.2 is coming from NRCS, and the balance being provided from the County in...in the form of in-kind or staff...staff time to actually run and conduct the study.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Question eight, what is the status of installing security lights in the lower employee parking lot at the Kalana O Maui Campus?

MR. MOLINA: We do have a design consultant on contract, and we'll be initiating designs for the improvements.

CHAIR RAWLINS-FERNANDEZ: Okay. And last question is regarding key activity goals and measures. Relating to the Department's goals and measures, there is no goal specific to customer service and being responsive to constituents. My concern is through personal experience with the Department. On two instances, I was refused participation

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in meetings from the Director as it relates to the North Shore Greenway and Makawao Base yard disruptions to neighbors. I also sent numerous letters relating to a stop sign at Ha'ikū Road with no response. What are the Department's plans to be more responsive to Councilmembers and the public? Why are customer service and response not listed as goals within the Department?

MS. DAGDAG-ANDAYA: Thank you, Chair. And, you know, with all sincerity, I respectfully disagree that...that the...the Councilmember who asked this question was refused participation in the meetings relating to the North Shore Greenway and the Makawao Base yards. I responded back to an email regarding the request to meet regarding the North Shore Greenway bike path that the Department of Public Works and the Department of Parks and Recreation would consult first with our Managing Director regarding our participation, and that we would confirm our participation when we...once we received a response back from him. While waiting for a response, the Department did contact the constituent who expressed concerns regarding the North Shore Greenway bike path to discuss the timeline for the installation of fencing along the bike path fronting Baldwin Beach Park, and the process for obtaining contract...a contract for the work. I would, however, be open to any follow-up discussion regarding this work. The...the second request was also to meet with a constituent on specific...or stated date and time regarding noise and air particulate disruption at the Makawao Base yard. My response at that time was that we wouldn't be able to participate in the meeting due to scheduling conflicts, but was open to participating in any follow-up discussions regarding the complaint. And I...I've also invited the Councilmember to meet at the Base yard with our Staff and to let us know when...when a visit would be scheduled, and that invitation's still open. And with that, I...I want to invite any of the Councilmembers to also visit our Base yards or any of the offices at our...within Public Works to understand, and to also meet with the Staff. Oftentimes, the Staff do...you know, they...they're very open to wanting to talk with Councilmembers and kind of show them around, so we...we open...or we're open to that opportunity and...and welcome you to our...any of our offices. Now, in response to the concerns regarding a response...responses to a request for an additional stop sign at the intersection of Ha'ikū Road...Ha'ikū Road and Kokomo Road, the Department has responded to at least four letters to date, with the last letter, having been transmitted on March 9th, 2021. In...in general, the Department...and I know all County departments and offices continue to strive in providing excellent customer service. Oftentimes, you know, when we reach out to constituents or respond to calls, we're often told, oh, so and so didn't call me back, or so and so from a different department, or so and so from another office, and this is a issue that I think we...as a County, you know, we should all work on different goals and...and make it a very...you know, a priority to ...to meet customer needs. I am very open to adding another goal in my performance...in the Department's performance measures as it relates to the number of days it takes to respond back to an initial complaint or concern, and I prepared a draft, but I'm...I'm willing to continue that discussion on...on how we can improve our services and be able to...to meet customer requests and...and... and *(audio interference)*. Thank you very much.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director. Those are all the questions that were transmitted ahead of time. Okay. So we'll go to the next part of our process, which is

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to give each Member five minutes. I will start with the subject matter Committee Chair, and then...Member Sugimura, and then Member Paltin, and then we'll go to Member Sinenci.

COUNCILMEMBER SUGIMURA: Thank you. Thank you, Department, and...for your hard work. You have...you have, like, a really huge department, so I appreciate that. I had a question regarding the Park Caretaker, which are the new positions. As I know that your responsibilities have increased with us purchasing, or the...not purchasing, or moving to the new Service Center, and with the bus hub coming up, and I just wanted your opinion on how this impacts your staffing with the new facilities. And is this enough, and just wondering about the bus hub. Is that a...because of the length of time that it opens, what is the impact on you to have to maintain the bus hub when it opens in January?

MR. MOLINA: Thank you, Councilmember Sugimura. So particular...or specific to the bus hub, this is a completely new operation for the Department, and comes with several challenges. One, as you mentioned, is the duration. I think the bus hub is going to running for approximately 15 to 17 hours a day, and so we have to plan to basically have somebody available throughout that entire period to respond. The other part is it's seven days a week. So those two things, we're still trying to figure out how we address. And given that it's not our facility, that is another challenge, is trying to figure out this coordination of taking on this new responsibility that is not really within our purview at this time. Some of the other offices is, you know, not so different, but the challenge and off-site is a new thing. As I mentioned earlier, the Caretaker position, having...one of the other duties is their requirement to be...to drive. Our janitors do not have to drive at this point, so the logistics of driving to different sites is a new challenge for the Department as well. So yeah, it's a significant impact on how we do things currently that we have to grow into.

COUNCILMEMBER SUGIMURA: So when you put together this request that's in the Mayor's Budget, did you already take into consideration what you're talking about, 15 to 17 hours per day, seven days a week, so is that included in...in this list that we're receiving on page 17-9?

MR. MOLINA: We...we feel it's a start, but we don't think it's everything we'll need, particularly if the *Maui News* acquisition does get finalized, yeah. The...the supervisory structure changed significantly to cover that range of hours of service we need to provide. We're still working through how...how to adjust that.

COUNCILMEMBER SUGIMURA: So are you...I know we have the *Maui News* item on our agenda, our next Council agenda, but in light of that, are...are...are...are you going to be able to tell us, during our deliberation week, or could you get back to us if...if your staffing is sufficient?

MR. MOLINA: I...I think at the rate we are moving into facilities, these positions will help us keep pace, but as I mentioned, this will...we don't think this is the end of what we'll need to accommodate the growth.

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COUNCILMEMBER SUGIMURA: Okay. So basically, you have right now, 43...I'm sorry, 16...16 janitorial or part caretaker category staffing. So for now...for right now, you're fine then, or did you want the bus operation to take care of the...there are bus operations with the extended hours. Do I hear you say that?

MR. MOLINA: Oh, yeah. If...if you ask the question, I would say, yeah I...I feel the bus should be responsible for their own facilities.

COUNCILMEMBER SUGIMURA: I have been --

MR. MOLINA: . . .*(Inaudible)* . . . manages their own facilities and Parks manages their facilities as well. We...we can understand the situation of a multidepartment building such as here, or the Service Center, that, you know, someone's got to be put in charge and we acknowledge that, but the bus hub is an exclusively DOT operation that seems like they *(audio interference)* manage as well as, I would imagine with the growth of the bus shelters, they may also need the support there as well.

COUNCILMEMBER SUGIMURA: Okay. So we can ask the Department of Transportation when they come forward to us. On your...in...in Section A of the bill for...I'm sorry...Appendix A, when you talk about the different funding sources, I know that one of the priorities for the Department . . .*(timer sounds)*. . . is the Safe Routes to School. Oh, ran out of time. I'll wait for my second.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Mahalo, Member Sugimura. Committee Vice-Chair Paltin, followed by...what'd I say, Member Sinenci, yeah. Okay. Member Sinenci.

VICE-CHAIR PALTIN: Hi, guys. Can you hear me okay?

CHAIR RAWLINS-FERNANDEZ: Sounds good.

VICE-CHAIR PALTIN: Just a disclaimer, because we're on a timer, I might interrupt you if I feel like I got my answer, but I don't mean to be rude or disrespectful. First question, when you mentioned that the Mayor already proposed a lot of cuts to your Department, wondering if you can share which...what those cuts are?

MR. MOLINA: We can put together a list and follow up on that one.

VICE-CHAIR PALTIN: Okay. Thank you. And then wondering also if the Kahua Project is...would still be considered shovel-ready?

MR. MOLINA: Yeah. It's ready, and it's in the proposed Countywide drainage program.

VICE-CHAIR PALTIN: Oh, so it's already funded through that for this fiscal year?

MS. DAGDAG-ANDAYA: Not in Fiscal Year '21, but we are proposing it for FY'22. Last year, when we did propose it, it basically was already shovel-ready. We had...or the...the

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project applicant...well, they, Honua Kai, they had a...one of their conditions was to prepare the design, so that was conducted. I understand too that regulatory permitting was also obtained. And in FY'21, we asked for construction funding, but that got cut from the Budget, so we are asking for the money for construction in this year's Budget.

VICE-CHAIR PALTIN: Through the Countywide drainage?

MS. DAGDAG-ANDAYA: Yes.

VICE-CHAIR PALTIN: Not as its own specific project?

MR. MOLINA: Correct.

MS. DAGDAG-ANDAYA: Yes.

VICE-CHAIR PALTIN: Okay. Awesome. So then minus that priority. I was wondering, you know how you have that Safer Routes to School Program? Do you have any similar program for, like, safer routes around community parks?

MS. DAGDAG-ANDAYA: Chair, the...and Councilmember Paltin, not specifically for safe routes to parks, but...yes, no. Not for safe routes to parks.

VICE-CHAIR PALTIN: Okay. And just a side question, I know that...I think Public Works painted the crosswalks around the Nāpili Park, and they looked very nice for a very short amount of time, and now they're kind of back to how they were. I was wondering about that paint, that special paint that you were talking about, if that's used for all road projects, or only certain criteria road projects, like if you're not planning on resurfacing or something?

MS. DAGDAG-ANDAYA: Chair, I'm going to defer that question to John Smith from Highways Division.

MR. SMITH: Thank you, Councilmember Paltin. The...the paint that we use for the roadways is very...very specialized for roadway work. It...it actually comes in a bag form, and we use a...a melter that gets really hot, then it's applied by our...our specialized team to do that work, so...and it does last significantly longer than just regular paint, and that's why we use it.

CHAIR RAWLINS-FERNANDEZ: Member Paltin, you're muted.

VICE-CHAIR PALTIN: Thank you. Is there cases where you don't use that specialized paint? Because I don't think that one was used on Maiha because it was less than a year, and it's already faded.

MR. SMITH: Yes, there...there are occasions where we use regular paint, and that's where we know that, like, a road would be resurfaced in the next year or two, or if there's another project that's going to wipe out that paint and...and redo it for some reason. So there

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are occasions where we still use regular paint. And I'm not familiar with the specifics with that one. I can get back to you with why.

VICE-CHAIR PALTIN: Oh, no, it's okay. That's probably the case. My other question was, you know, I...I know we had some correspondence about the bridge on the Lower Road in Nāpili and that you would be working on no parking signs. I kind of feel like there's a similar situation at Nāpili Park, you know where cars park along the fence line, which is no parking, but it's...when it's before and after the crosswalks, when the kids come out of the fence area, it's more difficult to see when the cars are parked before and after the crosswalk. And I was wondering, because it's a park, is that under your purview, the...the side of the County road? Because I would imagine the fence delineates the Parks and then the...the easement to the road. Is there anything that you could do, like, to keep that area, like, unobstructed so that folks can see when the kids want to cross the street, and they're not just starting out in between cars?

MS. DAGDAG-ANDAYA: So Councilmember, so this is Nāpili Park on...is it Napilihau Road?

VICE-CHAIR PALTIN: There's Maiha, and then there's also a situation in Wahikuli as well. I think Wahikuli, they wanted a speed bump, but just, you know, park safety with the kids and...and the cars is...is the concern, the overall concern, I believe.

MS. DAGDAG-ANDAYA: Well, we can refer this over to our Engineering Division to take a look, and then also consult with Parks Department regarding safety concerns for pedestrians. So the two departments can work together.

VICE-CHAIR PALTIN: Well, that would be awesome. I like it when departments work together.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. All right. Let's see. Member Sinenci, followed by Member Molina.

COUNCILMEMBER SINENCI: Mahalo, Chair. And aloha, Director Andaya and Deputy Molina and Staff. Thanks for answering our questions this afternoon. I just had a couple questions. My first question is about the status update for the resurfacing projects in East Maui. I know that the Maka'ālae project is on hold due to the waterline project, so how has the scheduling, the two-year scheduling, changed for our other paving projects, like Uakea Road, that was slated for 2022?

MR. MOLINA: Thank you, Councilmember Sinenci. I will have to get back to you to confirm that Uakea Road schedule, but the other project that has been on hold due to the waterline. We are...we have a tentative schedule to start in June. However, we are still waiting a determination on the waterline project because there was a challenge to that project, which I believe there is a court hearing today to...so we're waiting to hear the results of that. So at this time, we're, you know, waiting to...hopefully, something can happen by June. If not, we may have to just proceed with a smaller project.

COUNCILMEMBER SINENCI: Okay. Thank you, Deputy Director. But as you know, I mean, we're just...now we're seeing more cars, upwards of a thousand cars driving. A lot of

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them are going up to Kipahulu at the National Parks, and I know the Director was possibly in contact with the National Parks Superintendent because the Parks manages a section of the road going out to Kipahulu. And was there any updates from the Superintendent?

MS. DAGDAG-ANDAYA: Chair, and Councilmember Sinenci, no...no updates at this point. We've been trying to connect over the phone, but keep missing each other. So we are in contact with the Park Service regarding another project, and maybe we'll reach out to that Staff person. Yeah, there's multiple people to get in contact with, so...yeah.

COUNCILMEMBER SINENCI: Okay. Thank you, Director. And then, I see on page 544, federal grant awards of \$10 million. So we have enough shovel-ready projects to utilize those grant funds?

MR. MOLINA: Yes, we do.

COUNCILMEMBER SINENCI: Okay. And should the County receive additional infrastructure funding from the Federal Government, do we have enough shovel-ready projects to accommodate those funds, or could we fast track some resurfing [sic] projects that have been delayed?

MR. MOLINA: We would need to look at what the requirements for those Federal fundings would be, and whether we could get involved any more projects, or expand the scope of existing projects to spend more money. Yeah. Thank you.

COUNCILMEMBER SINENCI: Okay. Okay. Great. And then finally, well, we have a street painter in Kaipo, I guess he's been inspired by all the street art everywhere, but...although he's...he's not sanctioned by the County. So could we have somebody out there and go cover all his...his art, or vandalism?

MS. DAGDAG-ANDAYA: Chair and Councilmember...yes. Thank you. In fact, I was just looking at a...an email I sent to one of your Staff from a couple months ago about a similar art project that someone from the public did out in Kaipo. So we'll...we'll have Staff take a look at it.

COUNCILMEMBER SINENCI: Oh, okay. And then finally, there is a...a website, a County website, if...if people have...want to report any road or...or potholes, what's the...the website again that they could access?

MS. DAGDAG-ANDAYA: Chair and Councilmember, if you are on the County website and you search "See, Click, Fix" or "Calm Connect," that is one way to send a request for service to the Department. The...if people are on their cell phones, they can also download an app. I think if you search the key words "Maui Calm Connect," that might also take you to a...a link to the app.

COUNCILMEMBER SINENCI: Okay, great. Thank you, Director. Mahalo. Thank you, Chair.



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

COUNCILMEMBER MOLINA: Yes. Thank you very much, Madam Chair, and good afternoon, Madam Director. First question, in Fiscal Year '20, Appendix C of CBS 1036, the Council appropriated 150,000 for a study for the extension of the North Shore Greenway bike path to Ho'okipa Beach Park. What is the status of that?

MS. DAGDAG-ANDAYA: I believe, Chair, that there is a contract that has been worked on. We're pulling up the information right now on the status.

COUNCILMEMBER MOLINA: And...and did the funding lapse on this project, by any chance?

MR. MOLINA: No, the...the funding lapses at the end of the year.

COUNCILMEMBER MOLINA: Okay.

MS. DAGDAG-ANDAYA: But there is...there is some action...or there was action taken by our Engineering Staff to obtain a contract for the services relating to the study.

COUNCILMEMBER MOLINA: Okay. And I'll...while you try to pull up that information. Another question, regarding the appropriation of 50,000 the Council appropriated for the design and construction of fencing along the mauka side of the North Shore bike path for Fiscal Year '21, can you provide an update on this project, and when we will see fencing installed?

MR. MOLINA: Councilmember Molina, we are awaiting comments back from the review (*audio interference*) for SMA permits. And so hopefully, sometime during the summer, we can get construction started.

COUNCILMEMBER MOLINA: Okay. Thank you, Mr. Director. And then, next question before my time is up, page 729 of the Budget, Program Budget, index code CBS 6096, Baldwin Avenue parking lot improvement, 200,000. As everyone knows, parking is a huge issue for Pā'ia, especially now with the tourists coming back into town. How much money would be required to complete the improvements to this parking lot for this fiscal year?

MR. MOLINA: We're still collecting that information at this time. We're not quite sure the extent of the improvements that will be required.

COUNCILMEMBER MOLINA: Okay. Thank you. All right. And just to...I want to make some clarifying points regarding a question about the information. That was me, as you guys know, that made that...expressed that concern about responses. I want to thank you to Department for responding March 9th, but we did make inquiries starting in October of 2020, and then wrote another letter in December of 2020, and then finally, we got a response on March 9th. Though I appreciate the response, but that is a long time to wait. So that is why, you know, I think customer and also building communication between Councilmembers' office and the Department is very important. And I just want

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to say that this Department's been outstanding throughout the years. This is my 13th year on the Council in terms of responses, but this is the first time I've ever experienced a breakdown like this. I'm not sure why. I'm hoping it's not for political reasons or what have you, but it is...I find that a little troubling. So I hope fences can be mended from here on in. And I do have a goal proposal to make later on. And I appreciate you, Director, for also proposing some goals as well for the Department. But we'll get to that at a later point. But thank you very much, Madam Chair. I'm done with questions for now.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Molina. Member...Council Chair Lee, followed by Member King.

COUNCILMEMBER LEE: Thank you, Madam Chair. Good afternoon. Good afternoon, Rowena and Staff. I want to thank you for all that you do for our district. I'm really, really grateful that you haven't changed your telephone number. We probably call you more than anybody else. We have some really, really active citizens in our neighborhood, who, as you know, will call for everything. So thank you. Thank you for your responses. What I'm hoping is that your high priority is ours, is road maintenance, and that's what I'm going to be proposing or for my priority. And I hope you can support it. It will be equipment, and we'll get to that when the time comes. But I just want your confirmation, generally, that that is true, that road maintenance, drainage improvements, those are high priorities for your Department?

MS. DAGDAG-ANDAYA: Yes, Chair. Anything relating to the health and safety of our community is a high priority, and that would include maintenance of our existing infrastructure.

COUNCILMEMBER LEE: Yeah. Well, thank you. I have no further comments or questions. Appreciate your time here. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair Lee. Member King, followed by Member Johnson.

COUNCILMEMBER KING: Thank you, Chair, and thank you Chair Lee for touching on those subjects. I'm also prioritizing things like paving, road maintenance. And sidewalks are a big issue for South Maui, as you know, and drainage. So the first question I wanted to ask you is, how is the pilot that we started a couple years on biological drainage system, you know, with Amanda Cording (*phonetic*). How is that coming? And is that something that you would foresee adding to the drainage rules modifications?

MR. MOLINA: So that consultation with Amanda Cording was a part of our Kihei drainage master plan, so we will be incorporating her analysis as part of the plan. As far as it becoming a part of the drainage rules, we'd likely include it as an option. But it's all very site specific, and then whether it makes sense and is practical given the situation. Yeah. We definitely would not exclude it.

COUNCILMEMBER KING: Okay. Are we moving ahead to actually implement that in South

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Maui where it had been designed?

MR. MOLINA: For the Kihei drainage master plan?

COUNCILMEMBER KING: Right.

MR. MOLINA: We are still figuring out the path for it at this point because there is large, large dollar implications in that plan.

COUNCILMEMBER KING: Okay. Okay.

MR. MOLINA: And that's going to require --

COUNCILMEMBER KING: Yeah. I thought at one point it was going to actually save us money because we were able to combine a couple of channels into one. But maybe we can get an update for the community that on where that project is at. And while we're at it, do...can we get...can it...can you...is it a brief thing to just give an update on what's happening with the parking lot in North Waipuilani in that the beach is...people keep telling...I haven't been by there lately, but people keep telling me it's just all overgrown with weeds and it doesn't look like much of anything. But is that on your radar?

MS. DAGDAG-ANDAYA: Yeah. The north parking lot or the parking lot on Waipuilani Road?

COUNCILMEMBER KING: Right. Or is that something that...

MS. DAGDAG-ANDAYA: Yeah. I don't think it's under our responsibility.

COUNCILMEMBER KING: Oh, okay. So that's Parks?

MS. DAGDAG-ANDAYA: Perhaps.

COUNCILMEMBER KING: Okay.

MS. DAGDAG-ANDAYA: We consulted with our Budget Director. It's under Parks Department.

COUNCILMEMBER KING: Okay. Okay. Thank you for the information about the base yard, by the way. And I had mentioned to Parks, now I want to mention to you that when we met with Department of Environmental Management, they talked about looking for warehouse space in South Maui. So I was suggesting to Karla Peters that you might...when your departments are talking, you might want to include Department of Environmental Management, and maybe we can consolidate it with that and save some money overall, and complete everybody's needs with one project. So moving forward, I have a couple of questions about doing public private partnership. One is, you know, that question about the science, the little green men signs came up in my town hall. And so I heard you say that those are available to homeowners to purchase. You have those, actually, in stock for people to buy if they want to put those up themselves?

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MS. DAGDAG-ANDAYA: Chair, and Councilmember King, those little green men signs are not regulatory signs. They're...residents buy them to place on the residential streets when their kids out playing.

COUNCILMEMBER KING: Oh, okay.

MS. DAGDAG-ANDAYA: But we have those...but we call them the paddle. They're the rectangular shaped ones. And those are --

COUNCILMEMBER KING: Yeah. Yeah. No, I know that. I just brought the other ones up because I didn't know what they were. And so when someone mentioned it, then there were signs, and you're saying...do you actually have them if community members want to buy them use in their neighborhoods?

MS. DAGDAG-ANDAYA: No, we don't have them. They're not regulatory signs that we would . . .*(inaudible)*. . .

COUNCILMEMBER KING: Okay. All right. You don't provide them. People can buy them online or something. Okay. And then another...on the public private partnership, another item that came up was the desire for green bike paths, you know, bike lanes, like, painting the bike...rather than just having a line, which often gets hidden by sand blowing over it in South Maui. The idea of doing green...painting the bike paths green came up, and I just thought that would be a wonderful public private partnership if we could get volunteers. And is that something that you could work with the community on if we got...if we're able to cover the cost of paint and get volunteers, and then coordinate with Public Works on, you know, starting sections of the bike lane.

MS. DAGDAG-ANDAYA: Chair, with respect to the green bike lanes, our Engineering division has been looking into incorporating these bike lanes...or . . .*(timer sounds)*. . . these...the green paint at several bike lanes and incorporating them into reconstruction projects, or resurfacing projects. What we could partner up with the community on are, you know, these quick-build projects, like the one that we did at Lihikai School, where we would identify a recommendation for a street improvement, and then add in some artwork. So we can discuss that...you know, I...we have some ideas in South Maui where we could do a quick-build project and be able to get grant funding for that as well, but we'll need to work with MPO or HEAL to see if they can help us obtain that grant funding.

COUNCILMEMBER KING: Okay. I'll talk to you about that offline, Rowena, if we could. And maybe we can bring some KC members in who brought this subject up.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member King.

COUNCILMEMBER KING: Mahalo.

CHAIR RAWLINS-FERNANDEZ: Member Johnson, followed by Member Sugimura.

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COUNCILMEMBER JOHNSON: Thank you, Chair. Good afternoon, Department. Aloha, Director Dagdag-Andaya. I simply have one question for you. What is the timeline for the 6th Street project for Lānaʻi?

MS. DAGDAG-ANDAYA: Oh, timeline for the 6th Street project. Well, we're pulling it up right now. I know...I thought that was going to go out to bid sometime this year and likely be completed by the end of the year, but we can get a more definite response back to you.

COUNCILMEMBER JOHNSON: Okay. Yeah. When you get back to me, I can let the community members know. They've been asking me. So thank you, Director. Thank you, Chair. I have no further questions. Mahalo.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Johnson. Member Sugimura...oh, no. You went already. Okay. Did I get everybody? Okay. I think I got everybody. Okay. I just have a few questions. Okay. On page 551 of the Program Budget, goal number two, success measure, what is the average number of days taken to conduct initial site assessments for RFSs on Molokaʻi specifically. Would an enforcement position on Molokaʻi improve your response time and curb the extent of potential impact because of illegal activities...because illegal activities could be stopped sooner?

MS. DAGDAG-ANDAYA: Councilmember, could you...I'm sorry. Could you repeat that question again? We're looking for the page number.

CHAIR RAWLINS-FERNANDEZ: Oh, sorry. It's just regarding one of the goals. It's goal number two on page 551 of the Program Budget. The goal is...oh, shoot. I don't have the goal. But...so the question is, what is the average number of days taken to conduct initial site assessment for an RFS on Molokaʻi?

MS. DAGDAG-ANDAYA: So our FY 2021 assessment, our estimates is about five days. We have one staff member who is able to conduct those assessments for us. And I can get a better understanding of the timeline, but I...I mean, our understanding is that he's been able to meet that initial assessment goal of five days. But if there's a particular issue, you know, we can discuss that as well.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Would an enforcement position on Molokaʻi improve the response time and curb the extent of potential impact because of illegal activities being stopped sooner?

MS. DAGDAG-ANDAYA: Yeah. Thanks, Chair. Thank you, Chair. We have not been made aware of any issues relating to response times to the requests for service on Molokaʻi. So we haven't identified a need to get an additional staff person. Our understanding in talking with the DSA staff is that the workload is pretty light. But again, you know, we...that's what...you know, we've been...we've only discussed that with our division chief and the Staff on Molokaʻi. But if there are any other issues that you want us to take a look, if you could let us know, we can follow up on that with our Staff.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Director. Okay.

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MS. DAGDAG-ANDAYA: Oh, Chair, I'm sorry. Another thing that we're doing too, is we're conducting virtual inspections as well. So if there is a big...a large matter that needs to be inspected, sometimes we use technology...FaceTime or, you know, other ways to conduct inspections on the other islands. So we have Staff here, Staff on Moloka'i or Lāna'i and, you know, they team up to conduct their inspections.

CHAIR RAWLINS-FERNANDEZ: So virtual inspections have been successful?

MS. DAGDAG-ANDAYA: I think it's been a way to address some of the issues or be able to communicate, and the Staff has been...I mean, they've expressed a lot of interest in being able to use more virtual inspections. So it seems to be working, but I mean, as with any kind of new program, there may be some issues that need to be addressed. But we'll continue to work on identifying what those issues are and addressing it with Staff.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Regarding the Lāna'i cemetery, is there currently a caretaker for the Lāna'i cemetery?

MS. DAGDAG-ANDAYA: Chair, we have our highway division staff taking care of the cemetery. There's no dedicated staff person for that work, but I can defer to John for any additional information. Yes. Okay. I just confirmed with John. We just have Lāna'i Highway District staff maintaining the cemetery.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. I have four seconds left, so I'll just stop. And I will ask for follow-up questions from the members. Member Sugimura.

COUNCILMEMBER SUGIMURA: Thank you. So I wanted to...all of us have been hearing about the Rescue Act and the funds that are coming through for transportation improvements and...have we found out what it is yet? I think we're all waiting to find out more information, but have you found out parameters? And will we be able to utilize those shovel-ready projects that you have in place?

MS. DAGDAG-ANDAYA: Chair, we haven't received any details on what kind of projects would be eligible for...for the funding. I think right now, there's still some work being done in the House and the Senate regarding that...the Act. But we're continuing to monitor through our contacts with Federal highways and the State DOT.

COUNCILMEMBER SUGIMURA: Okay. Great. The Waiale Road expansion, what is the status of that? I think that's really important in terms of housing and just movement within the central plain.

MR. MOLINA: Member Sugimura, we are in the process of selecting a project management consultant be that project for us. So hopefully by summer, all that will be settled in. They will be onboard and hit the ground running.

COUNCILMEMBER SUGIMURA: So then the project will...and that's just setting up the

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management of it, and then the next steps forward is you're still in the works?

MR. MOLINA: Yeah. There's a lot of design work that's coming through the printer as well as negotiations with the Waikupu (*phonetic*) project, as well as coordinating the various funding for the project that's been put outside both for landowner and the State...

COUNCILMEMBER SUGIMURA: And State DOT?

MR. MOLINA: And DOT, yeah. So there's a lot of coordination that a consultant would be . . . (*inaudible*). . . and --

COUNCILMEMBER SUGIMURA: Okay. Great. I know it's not an MPO project, so I look forward to hearing more details in my Committee. Thank you very much.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Okay. Member Molina...oh, wait, did I say Member Paltin, and then Member Molina? Okay. Member Molina and then Member Paltin.

COUNCILMEMBER MOLINA: Okay. Thank you very much, Madam Chair. I just got one question for the Department. First of all, thank you for your work with regards to the Baldwin...parking lot off of Baldwin Avenue. The Council right now, is considering doing the Clean and Safe Program for Pā'ia because of safety concerns and what have you and other issues. And while we await the improvements for the Baldwin Avenue parking lot, is there a chance the Department could put some type of temporary lighting in the meantime? Because, you know, the tourists are coming back, and the parking lot is full...and it's not just for the safety of the tourists, but for the residents and for the folks working the surrounding businesses there. If that could be looked into...any thoughts?

MS. DAGDAG-ANDAYA: I think we can...we can look into that, Councilmember Molina, I...yeah. When I was going through the questions, I thought maybe, you know, for the interim solutions, although we didn't identify any, the temporary lighting was something that came to mind. So we can look into that.

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

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Okay. Member Paltin.

VICE-CHAIR PALTIN: Thank you, Chair. I was wondering if I could get an update on the status of the West Maui Greenway. I believe we have a mutual friend who showed me the previous deliverables, and that's not a feasible option. So I just was wondering, you know, the community plan, and it was still kind of a high priority amongst folks, what direction we're going with the West Maui Greenway, and what you need from me.

MS. DAGDAG-ANDAYA: Thank you, Chair, and thank you Councilmember Paltin. So we have been in discussion with Lauren Armstrong (*phonetic*) with the Maui MPO, and she will be assisting or providing or trying to get planning funds for the West Maui Greenway. I think, you know, when we initiated that project years ago with the initial funding, there

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was no master plan effort being taken. And I think that's what's...we believe that's what's needed in order to understand what it is...you know, how we're going to build out the West Maui Greenway and where to start off. The deliverables that we had the consultants do, they did some initial planning and mapping and identified where...you know, the alignment of the Greenway, but I think the overall master planning effort needs to be undertaken, and we're really happy that the MPO can get us started with that.

VICE-CHAIR PALTIN: And just wondering if you could clarify what you mean by an overall master planning. Like, is it multimodal and not just bikeway, or is it supposed to connect to other districts? I guess I'm not sure what the terminology is supposed to mean.

MS. DAGDAG-ANDAYA: Yes. And the master planning effort looks at the West Maui Greenway in its totality from the southern end to the north end. I believe it's all the way out to...to Kapalua. So having a master plan kind of identifies, you know, where the alignment would go, how it would impact the different communities where the Greenway would pass through. How it is we can also work with existing landowners, identify, you know, what lands we need to acquire in order to build out the West Maui Greenway. I mean, we did that initially with the existing funding that we had for that one portion, but the master planning effort also involves Parks Department and other agencies, Planning Department as well. So it takes all of us, and...rather than just focusing on Public Works to undertake on our own.

VICE-CHAIR PALTIN: And when you say southern end, do you mean, like, the tunnel, the Pali, the southern terminus? . . .*(timer sounds)*. . .

MS. DAGDAG-ANDAYA: I think there was some talks about going through Olowalu and further south. Perhaps the Pali to Puamana taking that plan into consideration as well.

VICE-CHAIR PALTIN: Thank you. My time's up.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member King.

COUNCILMEMBER KING: Just quick follow up. I actually...I didn't hear what you said what the answer was. I think there was a glitch or something, Rowena, when you were asked about the service centers. Is that all moved into now where you expected to be moved into by July 1st?

MS. DAGDAG-ANDAYA: Yes, Chair and Councilmember. Yes. July 1st is our anticipated...well, having it fully operational and all the departments that were scheduled to be in there by July 1st.

COUNCILMEMBER KING: Okay. So do...you know, I've just been hearing that there's a lot of overtime for cleaning for that building right now. Is there a plan to maybe expand on the Ka Lima O Maui contracts to utilize those folks for cleaning for the Service Centers?



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MR. MOLINA: As far as we're aware, that is not option for us due to the pending lawsuit.

COUNCILMEMBER KING: Because of the union?

MR. MOLINA: Correct.

COUNCILMEMBER KING: Oh, that's too bad. Those guys seem like they do a great job and they love what they're doing. I think that's the only...last question, but I did want to thank you for continuing the See, Click, Fix because I know I heard it under another department like it was a new thing, and I was thinking about how you guys had been doing it for at least six or seven years that I know of. Because I first learned about it from a constituent when I got on the Council, and he said it worked great. So keep up that program. I think it's really helpful to the public. That's all the questions I have. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member King. No other hands. I have just a couple follow-up questions. And really quick, I wanted to thank you, Director, for working with me on the drainage issue on Seaside Street. After Budget hopefully we can come to some kind of resolution there. Okay. For...on Budget Details, page 17-16, . . . *(inaudible)*. . . SUV, will you please explain why this vehicle was chosen, and what will happen to . . . *(inaudible)*. . .

MR. MOLINA: Thank you, Madam Chair. These SUVs are used by our construction inspectors, and so they often have to go to construction sites as well as carry equipment to conduct inspections and their gear. And the existing vehicle will be auctioned off unless we find...or another department might want to try and utilize the existing vehicle, if that makes sense. Otherwise, yeah. It'll just get auctioned off.

CHAIR RAWLINS-FERNANDEZ: Okay. And then my last question is on page 17-5 in the Budget Details regarding cellular phones. Please explain the significant increase in cost for cell phones from 2020, \$1,796 to \$4,000.

MR. MOLINA: Sorry, Chair. Can you repeat which page you referenced?

CHAIR RAWLINS-FERNANDEZ: 17-5.

MS. DAGDAG-ANDAYA: Is that under...that's under . . . *(inaudible)*. . .

UNIDENTIFIED SPEAKER: Yeah.

MS. DAGDAG-ANDAYA: Okay. Oh, wait. So Chair, is that 4,000 in proposed FY'22, the same as the...I'm sorry. This is on page 17-5, line number 916015D6152 cellular telephone. And the question is regarding the \$4,000 budgeted amount for both '21 and '22, and why the amount is 4,000 as opposed the 1,600 that was the actual in 2020. So the numbers that you see are pretty much...I mean, they've remained the same, and it's just for budgetary purposes, but our expenses are actually much lower than the 4,000.

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CHAIR RAWLINS-FERNANDEZ: Got it. Mahalo, Director. Okay. Members, any other questions? Okay. All right. We're going to go to...and then any questions on rates and fees, grant revenue, revolving fund? There's just a plan review, permitting process, and inspection revolving fund. If not, we'll go to the Members' priorities. And we got a number of them, about eight of them. Okay. And then we'll start with Member Molina, and that's priority number 37. It's a Countywide priority, Program Budget, page 534. Member Molina?

COUNCILMEMBER MOLINA: Yeah. Thank you very much, Madam Chair. And this proposal is a noncost issue, and it just relates to a proposed goal called...entitled Improved Customer Service by Enhancing Response to Inquiries from the Public, streamline permit review, and encourage courteous and professional service at all times. This...what motivated me to do this was because when the Mayor was elected, he placed a great emphasis on achieving better customer service from all of our departments. Yet, at this time, not many departments do not have customer service as a goal and measure. And Madam Chair, with the pandemic, as Government employees, we are being held to a higher standard by the public. We live in a time of Government transparency and much higher expectations because all of us are fortunate to have jobs, whereas a lot of people have been laid off. And I guess there's a level of expectation from the public in terms of when we have to raise rates, or we have to raise taxes. So people expect better service when we have to make decisions like that. So that's why I'm being motivated to at least propose this goal for the Department because Public Works is one of the most departments that's very recognizable in terms of need. I mean, we have potholes that need to be filled and everything else related...other related infrastructure. And many times, the public will call the Councilmembers instead of the Department. So we have to act as intermediaries between the departments and the constituents and to provide responses as fast as we can on both our ends. So you know...and I've had...and I don't want to just pick on Public Works because there's been some other departments that have been late with responses. And one most recently with the Mayor's office, we had a request from a constituent, or several constituents to the Practice Rodeo Arena, and the Chief of Staff told us last year, we'll get back to you, and they never did. So this is just all about being accountable and, you know, walking the walk, so to speak. When you talk the talk about making customer service a priority, then we need to walk the walk as well. I want to thank Director Dagdag [sic] for her proposal. She's also considering a goal from what I would guess maybe similar to this. But that's what's called taking initiative, and I want to commend her and Director Molina because I see both of them as very outstanding directors of a very, very good department. So that is my spiel, and I would hope for any questions or comments from the Members. And maybe this is something that all of our departments should take into consideration, put a greater emphasis on customer service and response times . . . (timer sounds). . . and getting permits and everything else done in an expeditious fashion. So anyway...thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Department comments?

MS. DAGDAG-ANDAYA: Thank you, Chair. And yeah, we prepared some draft success measurements, which would be covered under page 533 in that column, success

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measurements, where it would state...I have a new line item; number of business days in parentheses median, taken to provide an initial response to request from the public and elected officials, and our FY'22 estimate would be three days provided that there's weekends and some holidays. And I was reading somewhere where it states, you know, although sometimes in Government, it's everybody, but it just takes one department to create that change. So we're willing to put this into our success measurements and be able to measure that...measure this goal throughout the Fiscal Year 2022.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Department. Members, any questions for the Department or Member Molina on the proposal? Okay. I just have one question, and that, I guess, would be for Budget Director Yoshimura. So if this is voted on in decisions week, would it be your responsibility to add it to the goals and objectives?

MS. YOSHIMURA: Chair, yes, it would be for me to amend the Program Budget Book.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Budget Director. Okay. Seeing no other questions. We'll go to the next one, and that's from Council Chair Lee. It's number 48, it's a Countywide priority, it's new funding, page 560 in your Program Budget. Chair Lee.

COUNCILMEMBER LEE: Thank you, Madam Chair. Director, Deputy Director, and Staff, on the road again. I would like to add in the Budget additional funds for a mini excavator, a skid steer loader, small pickup truck, hydraulic cylinder, diagnostic equipment for the diesel equipment. So all of these are needed to get into confined areas, as you know, and reduce manual labor. The skid steer loader will enable crews to get into large culverts and load up rocks and debris that block culverts. The small pickup truck will replace an obsolete Ford Ranger. The hydraulic cylinder is needed because there is no service on Maui that repairs large hydraulic cylinders. And that's for the equipment. And then we would add two additional E/Ps, laborers, which are needed, for the maintenance of County roadways, drainage systems, flood control facilities, and appurtenant structures. Your reaction? Your response, Director?

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair Lee --

MS. DAGDAG-ANDAYA: Thank you very much.

CHAIR RAWLINS-FERNANDEZ: Really quickly, please.

MS. DAGDAG-ANDAYA: Thank you very much.

CHAIR RAWLINS-FERNANDEZ: Member --

MS. DAGDAG-ANDAYA: Yes. Thank you very much, Chair. Yeah. And we have no comment, but thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Department. And then for Members' information, on your matrix, that is both item number 48 and 49. Any questions for

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Chair Lee or the Department? I see a question from Member Sinenci, followed by Member King.

COUNCILMEMBER SINENCI: Mahalo, Chair, for the opportunity. Yeah. Just wondering if any of the pickup trucks were...you know, there was several trucks being proposed in the Budget. So is this any duplicate of any of the already...trucks that are --

COUNCILMEMBER LEE: No, it's not. It's not a duplicate.

COUNCILMEMBER SINENCI: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci.

COUNCILMEMBER LEE: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Member King.

COUNCILMEMBER KING: Okay. Thank you. So my question is for Chair Lee. So this is pretty detailed. It seems like you would've have to have talked to the Department to get these details. So I'm just kind of surprised that they have no comment. But were --

COUNCILMEMBER LEE: Oh, they're probably in shock. I know that they need this, and they have been constrained, yeah, because they were asked to keep a flat budget. But I've known over the years that these are the kinds of equipment that's needed, and I know that it's going to be used for all of our roads, yeah.

COUNCILMEMBER KING: Yeah. Yeah.

COUNCILMEMBER LEE: . . .*(inaudible)*. . .

COUNCILMEMBER KING: No, I'm just questioning because of the...it's pretty specific amounts. I'm assuming you got those prices from the professionals?

COUNCILMEMBER LEE: A well-informed person, yes.

COUNCILMEMBER KING: Okay. We won't go any further into it. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo Member King. And yeah, throughout the year, as your Budget Chair, I encourage you all to work with the departments before we get to budget to find out what it is that you, you know, would like to add as your priority. So you know, priority of getting into budget sessions. So mahalo, Chair Lee, for working with the Department ahead of time so that you have the exact number and the exact proposal that will help the Department. Member Sugimura.

COUNCILMEMBER SUGIMURA: Yeah. Thank you. So is this Countywide or is it district? Or will this be --

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COUNCILMEMBER LEE: Countywide.

COUNCILMEMBER SUGIMURA: It is county-wide. So they'll go to Moloka'i and Lāna'i too.

COUNCILMEMBER LEE: If need be.

COUNCILMEMBER SUGIMURA: Okay. Even the equipment?

COUNCILMEMBER LEE: That's the issue. But it is Countywide, so there's no restrictions on it. But from a practical point of view, I don't think that they would be shipping it back and forth to Lāna'i and Moloka'i on a regular basis.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo for your question, Member Sugimura.

COUNCILMEMBER LEE: Do I talk about the conditional priority too? No. Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Well, I'm taking them in the order that they appear on the matrix.

COUNCILMEMBER LEE: Okay. All right. Thanks.

CHAIR RAWLINS-FERNANDEZ: We'll answer . . . *(inaudible)* . . . Okay. Seeing no other hands. I have a question. Okay. So dovetailing off of Member Sugimura's question, so the mini...so all this equipment, will that help? So I know that there are some equipment that is sent to Moloka'i and to Lāna'i when there are equipment that we don't have here. Would this help to alleviate when other equipment is sent that these can kind of fill in?

MR. SMITH: Yes.

COUNCILMEMBER LEE: Yeah. This is...well, I'm sure John Smith can answer that question because they're more familiar with the day-to-day operations.

CHAIR RAWLINS-FERNANDEZ: Mahalo Chair...yeah. I was asking the Department.

COUNCILMEMBER LEE: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: I didn't expect you to have that information.

COUNCILMEMBER LEE: I do, but --

UNIDENTIFIED SPEAKER: I'll take that.

MR. SMITH: So if I may, Chair. The division really works as a team, and we share equipment regularly, and we do actually ship equipment back and forth from Lāna'i and Moloka'i on...more regularly than you would think for specific needs. And the type of equipment

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that we're getting is going to be specialized enough, it will really help the operation to have it. So thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo Mr. Smith. And we'll go to the next one, and that is...oh, number 50. Okay. That's me. Okay. Okay. This is...it's number 50 on your matrix. It's Countywide, new funding, it would be on page 568 of your Program Budget. And this is a proposal to increase by \$20,000. It's a phased annual fund project. It's to install signs at the public beach access parking areas Countywide, warning that vehicles will be towed away and assessed a fine if nonresidents are parking in designated stalls reserved for Maui County residents, mark designated stalls accordingly with paint or additional signage wherever necessary.

MS. DAGDAG-ANDAYA: Chair...

CHAIR RAWLINS-FERNANDEZ: One last bit of information before you comment. So I introduced legislation to make this to, you know, reserve 50 percent of parking for residents at beach parking. It will, you know, require signs...signage at the beach parking if it passes. My concern is, I know that when you budget for signs in your Budget that you...you have, like, a projected estimate of how many signs you would need. And so I don't want to, you know, burden your estimate of how much you think you'll need and try to, you know, compete with those allocated funds. So my estimate is based on signs done by the Ahupua'a and Moku signs, which were approximately \$400 per sign. And so I'm thinking maybe about 50 signs for the fiscal year at \$400 per sign. Okay. Department, comments?

MS. DAGDAG-ANDAYA: Thank you, Chair. And so I guess one of the questions that we had was, is this for signs for existing parking lots, or lots that are maintained by Parks Department? Because what we would've suggested is that you put this money into Parks Department, into their Budget for signs, and then they can either contract out the work or...because what our...we basically handle road signs and those regulatory signs for roadway right-of-way, but I think Parks Department handles their own signage for their parking.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Director. Okay. Members, questions? Member Paltin.

VICE-CHAIR PALTIN: Well, I guess my question would be for you. Are we considering only County beach parking lots?

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. So parking lots and beach access. Mahalo for that question.

VICE-CHAIR PALTIN: And just to clarify, we have a lot of those blue beach access signs in West Maui that have no parking. It's just the beach access sign. And then I think, like, probably, like, Keawakapu Beach access, I think is maintained under private, not County maintenance. So, I guess...sorry, my dog's itchy. The question is, are we doing

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beach access that's maintained by not County workers, or beach access that doesn't have any parking...structured parking lots?

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. So all those details, we'll work out when the...when we take that legislation up in Committee. For now, I just...you know, like, if this is the direction that we're going, I wanted to make sure that there's funding in the Budget for signage. Whatever that signage ultimately says, that there's money in the Budget to create them.

VICE-CHAIR PALTIN: Okay. I just was...because if the Director had said that Parks would take care of the signage, the beach access signage is not within the Parks; so that would be within the Public Works, I believe, was the reason.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. And the plan is for it to be phased in. I know this is, you know, enough for all the signage that we would need for the full project, you know, if the legislation passes. . . .*(timer sounds)*. . . Department, comments on Member Paltin's concern?

MS. DAGDAG-ANDAYA: Yes. Thank you, Chair. Yeah, that was another question that we actually had, too, was there's a lot of beach parking that's maintained by private properties. For example, I think Kaanapali Beach Hotel, Keawakapu, I think the Mana Kai Resort perhaps maintains that beach parking, so that would be on private property. And yeah, that was the question that we had, would we be furnishing signs for private property, or is this...would this only be for County-maintained lots? But in the...I mean, for County-maintained lots, we...generally, the other departments...like, Parks Department, if they maintain a parking lot, then they would be responsible for furnishing their own signs.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director. So the Department doesn't create any signs for the Parks Department.

MS. DAGDAG-ANDAYA: Sometimes we do assist. We assist with other...you know, any...we've assisted other departments, but they've used their funding, and then...and it wasn't Highway Fund, it was, like, General Fund funding that was used. So that's why we thought it would be more appropriate to put it into Parks Department; perhaps, a General Fund...to the General Fund, and then it could reimburse us later if they wanted us to fabricate the signs for them.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Director. Any...Member King.

COUNCILMEMBER KING: Yeah, just a quick question, Chair. So this money could be used for paint and/or signs? . . .*(inaudible)*. . . okay. Clarify that.

CHAIR RAWLINS-FERNANDEZ: Mahalo.

COUNCILMEMBER KING: I like the idea...I like the idea of making the stalls better than the signs because signs, you have to be on one side of it to read it, you know, you have to

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be facing the sign to read it, but the paint on the stall is undeniable. So just so we have that option.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member King. So yeah, it'll be both. There will need to be a reason why there's different color stalls. Okay. Okay. We'll go to the next one, and that's for Member King. Number 51 on your matrix, it's district priority, it's a conditional proposal, page 569 in your Program Budget. Member King.

COUNCILMEMBER KING: Okay. This is easy. I'm withdrawing this. It looks like it's already in the Budget...in the plan, so we can move on. Thank you.

CHAIR RAWLINS-FERNANDEZ: Sounds good. The next is, number 55 from Member King. A district priority, new funding proposal, page 729 in your Program Budget. Member King.

COUNCILMEMBER KING: Yeah, that's another...yeah, that's another withdrawal, Chair. It just...after talking to Parks where they're...they have the original feasibility study for this, they're not ready to move into the next step with additional funding, so I'm withdrawing that one as well.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member King. Number 56 is from Member Paltin, it's a district priority, new funding, page 730 in your Program Budget. Member Paltin.

VICE-CHAIR PALTIN: Thank you, Chair. This is for the Kahua Street drainage outlet at Kahoma Flood Control. And I just wanted to get confirmation that this is already within their CBS...it's already taken care of.

CHAIR RAWLINS-FERNANDEZ: You want confirmation...

MR. MOLINA: Can I comment?

CHAIR RAWLINS-FERNANDEZ: Okay. Deputy Director.

MR. MOLINA: This one is in Countywide bridge and drainage, CBS 6069. I have item number 6, drain improvement at Kahoma Stream Flood Control. Thank you.

VICE-CHAIR PALTIN: That's the same thing we're talking about, us two guys.

MR. MOLINA: I'm sorry, what was the question?

VICE-CHAIR PALTIN: That's the same thing that we're...we're talking about the same thing, so I can just withdraw this.

MR. MOLINA: Yeah, we got *(audio interference)*.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. The next one is number 57, also for Member Paltin. It's a Countywide, conditional proposal, page 752 in your Program Budget. Member Paltin. You're on mute, Member Paltin.



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VICE-CHAIR PALTIN: Thanks. This was being addressed, but my proposal is a conditional proposal of all the areas where there is three lot or less deferral agreements once total costs are known, develop the formula to collect on the three lot or less deferral agreements. And I...I believe they're mostly within South and West Maui. And just, I guess, inquiring how many of your CIP projects this fiscal year deal with the three lot or less deferral items.

MR. MOLINA: Member Paltin, we'd have to go research, but I'm sure there are some. But like I mentioned earlier, we feel there is insufficient information or guidance on how to collect on these agreements at this time. So rather than jeopardize funding or further delay service to the community, we proceeding with the projects, and in the meantime, we can develop the criteria for collections. And proceeding with the projects does not eliminate the need for these properties to contribute their...what's owed from their improvements...deferred improvement.

VICE-CHAIR PALTIN: Okay. So you still got all the records of all the folks with deferral agreements.

MR. MOLINA: Correct.

VICE-CHAIR PALTIN: So you...you want me to remove out the condition, but you're not going to forget, and you're going to get to it eventually?

MR. MOLINA: So...I mean, my understanding this would be specific to this CBS 6643.

VICE-CHAIR PALTIN: I just put that, but I meant for Countywide, all deferral agreements. Because that was the purpose, deferring rather than exempting, correct?

MS. DAGDAG-ANDAYA: I guess the question is...or the ask of the Department is to...not to disregard any existing deferral agreements that are already in place. And yet --

VICE-CHAIR PALTIN: *(Audio interference)*

MS. DAGDAG-ANDAYA: -- we don't...we would still need to act on them.

MR. MOLINA: They don't go away.

MS. DAGDAG-ANDAYA: Yeah.

VICE-CHAIR PALTIN: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. So for clarification, you are withdrawing that one, Member Paltin?

VICE-CHAIR PALTIN: I'm not going to --

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CHAIR RAWLINS-FERNANDEZ: Are you --

VICE-CHAIR PALTIN: -- huh?

CHAIR RAWLINS-FERNANDEZ: Go ahead.

VICE-CHAIR PALTIN: Oh, I'm not going to condition the project because they're not going to forget, and they won't go away. And it's not just that project.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. And ultimately, you'll all, you know, give your proposals next week, Thursday at 12; your final top ten. Okay. We have four alternates. Starting with Member King, traffic and safety program, funding for road resurfacing on south Kihei Road from Lipoa Street to Waimahaihai Street.

COUNCILMEMBER KING: Thank you, Chair. And I think we heard from the Department today that that's already in the Budget, along with the sidewalks for that same area. So unless I'm...unless there's anything different from the Director, we can withdraw that from the alternate list. Director, is that...that's what I heard?

MS. DAGDAG-ANDAYA: Yes. We have the South Kihei Road rehabilitation project, that would involve the reconstruct...or rehabilitation, as well as the sidewalk and the gaps.

COUNCILMEMBER KING: Okay. Well, we can...we can withdraw that, Chair.

COUNCILMEMBER LEE: What number was that, again?

CHAIR RAWLINS-FERNANDEZ: It was an alternate.

COUNCILMEMBER LEE: Oh, not . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: It's not on the matrix. Okay. Member Paltin...well, it is on one of the matrix. It's on the first matrix that was on *(audio interference)*. It has all the Members' worksheets. Member Paltin has the next alternate proposal. It's a CIP proposal, flashing crosswalk signage at Nāpili Park at the three crosswalks.

VICE-CHAIR PALTIN: And sorry, I left off Wahikuli inadvertently, but that one as well. Just wondering as to the cost of...I guess that would be four flashing crosswalks. And if you need to install, like, underground utilities, just, you know, the concern about safer routes to parks for young children crossing the street. Like, you know, they see the park, and they're all, like, excited. And you know, sometimes parents aren't holding their hands, or whatever. Don't want any fatalities over here. Well, I guess the question is, how much do those flashing crosswalks cost? Would it be appropriate to put crosswalks near Wahikuli and Nāpili Park? And does it require underground installation?

CHAIR RAWLINS-FERNANDEZ: Department, comments?

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MR. MOLINA: I can answer that. Yeah. So the flashing...the rapidly flashing beacons, approximately \$7,000 each for the solar powered units, which do work because I don't think there's any large trees in those areas we're trying to deal with. And can you clarify which part of Wahikuli?

VICE-CHAIR PALTIN: I'd like to call a resource to assist me on that one. Member Johnson.

COUNCILMEMBER JOHNSON: Sure. Can you rephrase the question?

MR. MOLINA: The location of the Wahikuli crosswalk.

COUNCILMEMBER JOHNSON: Okay. So in the Wahikuli Park on Ainakea Road, on the south end there is...that side is fine, but the north end has...a lot of people park there. And that's the gate where people...the kids leave the park. And so when people park at that spot, the cars don't see...you can't see the kids walking out, right, of the park because that's where a lot of the cars are parking. So a lot of the residents have been saying, hey, a little dangerous for the kids, especially when they all leave and they're not really watching, they're all watching each other. So that's...that's where a lot of the residents have spoken to me about. And I passed it on to Councilmember Paltin.

VICE-CHAIR PALTIN: And it's a similar situation at Nāpili Park where the gate entrance, there's cars parked on either side of the gate entrance. And so the drivers...it's difficult to see if there's kids coming out of the gate entrance because the cars are parked there. I mean, they're parked up and down the whole fence illegally. But the ones near the crosswalk is the ones that are presenting, like, kind of a safety hazard, I believe.

MR. MOLINA: So you are requesting a estimate to do crosswalk improvements?

VICE-CHAIR PALTIN: Sorry. I would defer to your professional expertise. But safety measures for those gates in and out of parks where there's...I'm not sure if calling it illegal parking is the correct term, but . . .*(timer sounds)*. . . where parking obstructs the line of sight for cars and kids crossing across the street. Sorry, my nontechnical.

MS. DAGDAG-ANDAYA: Chair, we're looking at it right now, so we'll need to...

MR. MOLINA: Yeah. We can...we can respond to you with a recommendation and some estimates.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Paltin. The next alternate is from Chair Lee. It's highways administration guardrails along roadways in Kahakuloa. Oh, I don't see Chair Lee. Okay. We'll go to the next one, and then when Chair Lee returns, then we'll go back to that one. And it's the last one. It's from Member Molina. It's CIP Maui Lani Parkway, assess addition of right and left turn lanes into Highway 380. Member Molina.

COUNCILMEMBER MOLINA: Madam Chair, I'd like to withdraw that request.

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CHAIR RAWLINS-FERNANDEZ: Okay. And then, the last . . . *(inaudible)*. . . we have is from Chair Lee. Okay. I'll just say it, and then I'll get comments from the Department. It's \$50,000 for guardrails along roadways in Kahakuloa.

MS. DAGDAG-ANDAYA: Chair, we . . . I know we have a assessment that was funded in Fiscal Year '20 for...or assessment or design, and not sure...we're pulling up the status right now on the need for any construction funding in 2022. I think that was the request, 50,000 for construction funding, or to do the installation of guardrails.

CHAIR RAWLINS-FERNANDEZ: Chair Lee, we're on your alternate for the Kahakuloa guardrails. The question is, is that for construction? Is the 50,000 proposing for construction from the assessment for design?

COUNCILMEMBER LEE: I have to defer to the Director because she did say...she did say that they did some improvements on some of the guardrails. But the one in...I asked them about would be much more difficult to design and construct, so I don't know. Where are you on that, Director?

MS. DAGDAG-ANDAYA: Yes, Chair. Thank you. We do have a...we had a...or we have a consultant onboard to...that recently did...yeah, they did a field visit, and you know, they're working with MPD regarding crash reports. And so it's currently under review right now with the Department and with the consultant. And once the...that consultation work is completed, then we'll be able to get a better understanding of how to proceed with...with the...you know, with installing the guardrails.

COUNCILMEMBER LEE: Okay. So I would assume that it wouldn't be ready for construction until next year?

MS. DAGDAG-ANDAYA: Chair, yeah. We're not ready at this time for construction.

COUNCILMEMBER LEE: Okay. I'll tell my constituent, who happens to be Kai Nishiki. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair Lee. Okay. All right. That completes our review of Department of Public Works...oh, I'm sorry. Member Sinenci.

COUNCILMEMBER SINENCI: Oh, thank you. Just real...real quick question about the guardrails. Department, do you normally have the anchors at the end that are strapped down to...like, an anchor at the ends of the...of each? And we're seeing more of that in areas where there is, like, a high click, keep cars from taking the entire guard down.

MS. DAGDAG-ANDAYA: I will defer that to John Smith.

MR. SMITH: Okay. What's . . . *(inaudible)*. . .?

MS. DAGDAG-ANDAYA: That's the anchors for the guardrail, how they're...

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MR. SMITH: How they're installed?

MS. DAGDAG-ANDAYA: Yeah.

MR. SMITH: The posts, themselves, or the anchors?

COUNCILMEMBER SINENCI: The anchors at the ends.

MR. SMITH: I'm not sure how to answer that. I'm not sure I'm following the question, I guess.

COUNCILMEMBER SINENCI: Okay. I can...I can email you.

MR. SMITH: Okay.

COUNCILMEMBER SINENCI: Thank you, Chair.

MR. SMITH: I'm sorry.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Okay. Any other questions or comments? All right. Seeing none, we'll invite Director Dagdag-Andaya to provide any final thoughts or closing comments.

MS. DAGDAG-ANDAYA: Well, thank you, very much, Chair, and Members of the Committee for the...for our visit with you today. And we appreciate all the questions. You know, for the ones that we weren't able to answer today, we'd be more than happy to discuss them with you, or be able to respond to you, you know, in a letter. That's probably not going to make it in time for Budget or...but if there are issues that we can address, or you know, start to at least address, you know, most certainly would be available and can discuss that with you and your Staff. But I want to thank everyone, all the Staff here who work on the Budget, those who are currently in the office right now for monitoring, and who have worked on the Budget all year long, and especially to Michele and her Staff for their continued guidance. And I also want to thank your Staff. They provided a summary of the changes, and I thought that was...that was very well done, and I appreciate getting that as well. But again, thank you to everyone.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director. And mahalo for recognizing OCS hardworking Staff for doing those executive summaries. Very, very helpful. Chair Lee, you have a question?

COUNCILMEMBER LEE: Yeah. I'm sorry. I...did I miss the part about conditional priorities? I had one asphalt paver.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. Sure. Sure. Go ahead, Member Lee.

COUNCILMEMBER LEE: Yeah. This asphalt paver would be...this is for the crews to be able to continue to lay a hot mix asphalt, thereby improving road conditions for the public. This equipment will efficiently provide a way to repair and maintain asphalt roads for

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the future. The equipment right now is beyond its useful years. So that's the reason why we need another paver for all of your roadways. Now that, you know, slurry is doing a great job everywhere, we need a paver to finish the job, to complete the job for all the streets. Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair Lee.

COUNCILMEMBER LEE: Reactions?

CHAIR RAWLINS-FERNANDEZ: Thank you.

COUNCILMEMBER LEE: Sorry.

CHAIR RAWLINS-FERNANDEZ: Director, comments?

MS. DAGDAG-ANDAYA: Yes, that's not currently in our Budget. And we...I mean, yes, our highways division chief did express the need for one. But again, it's not in our Budget. But we...you know, we welcome that...being able to add that as part of our equipment request for FY'22.

COUNCILMEMBER LEE: Thank you.

MS. DAGDAG-ANDAYA: I think we're just in shock. So...yeah. It's a good shock.

CHAIR RAWLINS-FERNANDEZ: Members, any questions for the Department or Chair Lee on...and this is a conditional proposal or new funding?

COUNCILMEMBER LEE: This is a conditional proposal.

CHAIR RAWLINS-FERNANDEZ: Members, questions? Member Paltin.

VICE-CHAIR PALTIN: I guess my question would be for the Department. If it's not in your Budget currently, and it's a conditional proposal, what would we need to cut instead, and would you prefer additional funding?

MR. MOLINA: I guess to clarify, Madam Chair, if it's a conditional proposal, where it's being conditioned on?

CHAIR RAWLINS-FERNANDEZ: Chair Lee, where? What funding?

COUNCILMEMBER LEE: I have my ideas, and I will share with you...it with you when the time comes. But it's not from their Budget. It's not from their Budget.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR PALTIN: I'll...I'll accept that answer, and see you an American Rescue Plan.

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CHAIR RAWLINS-FERNANDEZ: Okay. Members, any last conditional proposals from anyone? All right. Seeing none, we'll thank the Department very much for responding to all of our questions and for being with us today. Have a wonderful evening. Aloha.

MS. DAGDAG-ANDAYA: Aloha. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay, Members. Tomorrow we're going to have our last two departments, Department of Transportation and Department of Water Supply. And if we complete our review of the last two departments tomorrow, then we'll have Thursday for your office...you and your office to finalize your top ten and have it ready for submittal on Thursday, April 15th, by noon. Okay? Okay. Any questions for tomorrow or for the...for Thursday? Member Paltin, followed by Member Sugimura.

VICE-CHAIR PALTIN: So we just can use the same fillable form, but we just do straight five funding priorities, five conditional priorities, two district, and three County...up to two district, and then the rest are more Countywide?

CHAIR RAWLINS-FERNANDEZ: Yes, that's correct, Member Paltin. Mahalo.

VICE-CHAIR PALTIN: And we can alter...based on the conversations that we've had with the departments, we can alter it, and then that would be the final proposal?

CHAIR RAWLINS-FERNANDEZ: Right. Right. So if your...the proposal that you thought was going to be, you know, 500,000 is actually now only 200,000, then you can adjust those amounts. And you know, like, if it was for, you know, two radios, but now you only need one radio, then you can adjust, you know, the amount of items that you need.

VICE-CHAIR PALTIN: How about, like, if one of your district priorities drop off, can you choose a different priority that turns into a district priority, or turn a Countywide priority into a district priority, or a district priority into a Countywide priority, like that, based on conversations we had?

CHAIR RAWLINS-FERNANDEZ: Uh-huh. Yeah. So some of the ones that were submitted as Countywide would actually end up being district because after discussion, we learned that it's not actually Countywide. And I know there were a couple of requests to make a district a Countywide, so I think it'll be up to the Members proposing those priority items if the Member would prefer to make that a Countywide proposal instead of a district proposal.

VICE-CHAIR PALTIN: And I guess my last question would be, suppose it wasn't on our alternate list at all, but based on the discussions we've had, we'd like to put it on a list, or something.

CHAIR RAWLINS-FERNANDEZ: I'm sorry? I wasn't...I don't follow all the way through. So you have your one wild card, right? That's your one conditional priority that you didn't submit to the Committee. So that one...you know, hopefully, you did ask, and it'll be based on a response that we receive from the Department because that's the point.

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We're going to have the departments with us during decisions week. So hopefully, you got the feedback that you needed, and Members had an opportunity to ask questions so that they fully understand, are prepared to vote on your proposal.

VICE-CHAIR PALTIN: Maybe I can give an example of what I mean.

CHAIR RAWLINS-FERNANDEZ: Sure.

VICE-CHAIR PALTIN: Okay. So remember that other night when you said, like, we're kind of responsible for finding the money for our proposals, and stuff like that? Now, say I really love the Lāhainā LEAD proposal, but it's not my proposal. But I have space for another proposal, and I duplicate Member Johnson's proposal so that I come up with half the money that he needs to do what he wants to do.

CHAIR RAWLINS-FERNANDEZ: So when you propose either a cut, or a reduction to the Budget, whoever votes on that...because you need a majority in order to reduce that item from the Budget, then everyone would share in...whoever votes...whoever's the majority that votes on that reduction would get a portion of that reduction. If it's a pot of money...is it a pot of money, or is it a reduction?

VICE-CHAIR PALTIN: Like, for his Lāhainā LEAD program, I think the request was 535,000. And so if I make that be one of my priorities as well, then he only has to come up with, like, 265,000, and I come up with 265,000 in cuts?

CHAIR RAWLINS-FERNANDEZ: Chair Lee?

COUNCILMEMBER LEE: Well, on that day, isn't...aren't a lot of these things negotiable where if we think of an idea, and we share it with somebody, they can use it? Because none of these are really set in stone, right? You know, there is...because if we...if something comes up and...or we notice something in the Budget is available, money's available, or something like that, can't we share that information with other people so that they can...they don't have to use certain sources, and somebody else can use that source? No?

CHAIR RAWLINS-FERNANDEZ: So you're talking about existing pots of funding in the Budget?

COUNCILMEMBER LEE: Yes.

CHAIR RAWLINS-FERNANDEZ: Yeah. I mean, those would be, like, conditional proposals.

COUNCILMEMBER LEE: I mean, what difference does it make if...in other words, I'm sure, Tamara, I understand you. By you taking half of somebody else's, you know, priority, reducing his priority by 250,000, let's say, what did...what are you going to accomplish by doing that?

VICE-CHAIR PALTIN: The other day, Member...or Chair Rawlins-Fernandez, in response to Member Sugimura's ask about how we're going to fund for all these priorities we had.



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Member Sugimura didn't want to raise taxes. So Chair said that we wouldn't necessarily have to raise taxes if we find an area we want to cut. All those that vote for the cut would split the pot equally of what gets cut. And I really like Member Johnson's Lāhainā LEAD program, and so I would raise some of the...or I would have some of my cut money go to his proposal because I want it. So he doesn't have to --

COUNCILMEMBER LEE: Okay.

VICE-CHAIR PALTIN: -- come up with the whole 535,000 in cuts on his own, I would try to give some of my cuts to that priority proposal because I really want it.

CHAIR RAWLINS-FERNANDEZ: Okay. I now...I understand what you're asking. So I think I can just ask the Members if there are any objections to adding that to the process. And if there aren't any objections to that...and yeah, I still got to write that up so that it's really clear, then I can add that to the process.

COUNCILMEMBER LEE: I don't see why we would object to people finding other sources of funding within the Budget that we just don't have right now at this moment, you know?

CHAIR RAWLINS-FERNANDEZ: Yeah. So Member Paltin is proposing to give her split of the reduced item from the budget --

COUNCILMEMBER LEE: Right.

CHAIR RAWLINS-FERNANDEZ: -- to Member Johnson for that priority item?

COUNCILMEMBER LEE: Yeah. And this is...generally speaking, that is finding other monies for a project, so that's what I'm saying. Let's keep an open mind, and we all might find other monies for different projects, or you know, to reduce whatever we were going to take it from, where we don't have to take it from there anymore, we could take it from another source. So just the...the exercise, you know, just ability to do that is...you know, I'm hoping the Members are open to that and have no objections.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair Lee. Member King?

COUNCILMEMBER KING: Yeah, I don't...I don't have an objection. Whatever helps us work together and make the process easier. But I just wondered if I could ask Alice, have you...will we get an answer on whether we can look at the ARP monies before then? The American Rescue Plan?

COUNCILMEMBER LEE: Okay. I am pushing on that, yeah. We already requested that opinion, and I'm hoping to get that as...you know, soon.

COUNCILMEMBER KING: Okay.

COUNCILMEMBER LEE: But you know...you know I...I don't know how to put this, but there are some monies in the Budget that really do not have any specific plans at the moment.

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The timing of it is such that it can't be spent tomorrow or next year. So those kinds of monies, I think, you know, we should consider as available. And then those of you who want the project...and you know, when the time is right, the plans are drawn, and everything is in place, then we put the money to it, right?

COUNCILMEMBER KING: Right. But I...those...yeah, that was kind of the philosophy behind withdrawing, you know, my original priority of the base yard is, it's not really...

COUNCILMEMBER LEE: Well, I'm hoping everybody feels that...I'm hoping everybody feels that way.

COUNCILMEMBER KING: Oh, okay. But...yeah. So I guess I was a little confused because all the...so you know, the equipment...the item that you had for all that equipment, so now you have to go into the Budget and find out...and figure out where to cut to fund those things, is that the process?

COUNCILMEMBER LEE: No, the first package of...the first set of equipment that I mentioned, equipment items, would be additional money --

COUNCILMEMBER KING: Yeah.

COUNCILMEMBER LEE: -- adding to the budget. That's about 260,000 or so.

COUNCILMEMBER KING: Yeah.

COUNCILMEMBER LEE: And then another 70,000 or so for the two laborers. The bigger one was the paver, that's the one that paves all your roads. That...

COUNCILMEMBER KING: Okay. I'm just confused about whether we have a requirement that if we want to add something, because I would...I would share Councilmember Molina's request for the...you know, the extra funding we're asking for for the community advisory committees if we have to go in and find...you know, cut...if we have to cut money in order to fund that. So that's where, I guess, I'm confused as...you know.

COUNCILMEMBER LEE: No, no. But mine was different. And then the 450 on the paver was going to condition, possibly, the American Rescue Act money. But --

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

COUNCILMEMBER LEE: -- so it wasn't cash. It wasn't cash.

CHAIR RAWLINS-FERNANDEZ: -- okay. Mahalo, Chair Lee. And then Member King, yes. So that's what I was asking, if there were any objections to sharing cost, and no one had objections to adding that to the process. So if you would like to share costs with Member Molina for the committee advisory item, then it sounds like Members don't have any objection to it, so you can.

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COUNCILMEMBER KING: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member King. Okay. Member Sinenci has his hand up. Okay.

COUNCILMEMBER SINENCI: I just sort of question, you know...thank you, Chair. After discussions with the departments, we found out that one of our items for...district items was cut from the Budget, and we didn't include it in our alternatives. We found out after the fact that it was...it wasn't included in the Budget. So can we bring back...I mean, if we bring back one of those priorities, if we didn't have it originally on our first priority list?

CHAIR RAWLINS-FERNANDEZ: I'm sorry. If you have something on your first priority list, you would like to bring them back for your final list?

COUNCILMEMBER SINENCI: No. We didn't have one on our list. But after discussions with the Department, we found that a district...a project was cut that we weren't aware of.

CHAIR RAWLINS-FERNANDEZ: I see. I see.

COUNCILMEMBER SINENCI: Is it possible to bring it back during the finals week?

CHAIR RAWLINS-FERNANDEZ: Only if --

COUNCILMEMBER SINENCI: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: -- only if it's the wild card conditional proposal.

COUNCILMEMBER SINENCI: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: Not additional funding.

COUNCILMEMBER SINENCI: Not additional funding. Okay. All right. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Sinenci. Member Sugimura.

COUNCILMEMBER SUGIMURA: Thank you. So I have a wild card, and I just want to mention DEM, which is one of my departments, and the Central Maui Wastewater System, right? The effort to move the Kahului wastewater inland, I found out...because I've been looking for deer fencing, and you know, deer...feral animal from the State, is that the State is going to come in with a \$3.5 million fund for that project, and then the County has to match it. And the pot that I would use it from...it would come from the wastewater revolving fund, forget the correct name. But I have a...it's not a, you know, brand new pot of money. And it's a pot of money that's already in there for DEM to use for our CIP project. So I'm going to use that for my wild card. I like how you have that, Chair.

COUNCILMEMBER LEE: I don't know why you're using that, Yuki. The Mayor's going to have

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to do that anyway.

COUNCILMEMBER SUGIMURA: . . .*(inaudible)*. . . but the. . .*(inaudible)*. . .

COUNCILMEMBER LEE: *(Audio interference)*

COUNCILMEMBER LEE: Oh. Okay. The money got to be in the Budget, this Budget, and it's not in this Budget. So I just wanted to establish that so that when it go forward, it'll be there.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Okay. Members, it's almost 5:30. The sun is still in the sky. And if we'd like to get out of here, then...I understand your proposal, Member Sugimura. You can add that to your top ten, and put it into your wild card. So if you don't have any questions on the process itself, we're not, you know, determining the merits of anyone's wild card right now. So you can just...you can submit that as, you know, one of your top ten. Okay. Members, any questions on tomorrow, which we're taking up Department of Transportation and then Department of Water Supply. And then on Thursday at 12:00, you would be submitting your final ten. Some of you, you know, didn't add your wild card. So if you want to add your wild card at that time, you can add your wild card at that time. Okay. Member Molina?

COUNCILMEMBER MOLINA: Well, I might as well ask a question too, then. Just for Thursday...so Thursday, we're not going to...assuming we finish Water and Transportation Wednesday, so no formal meeting, just...we just do submittals then, right; am I correct?

CHAIR RAWLINS-FERNANDEZ: If you are good chickadees.

COUNCILMEMBER MOLINA: Okay.

CHAIR RAWLINS-FERNANDEZ: Right, Chair Lee?

COUNCILMEMBER LEE: Yeah.

COUNCILMEMBER MOLINA: All right. So not quite etched in stone, right, as far as meeting or no meeting on Thursday?

CHAIR RAWLINS-FERNANDEZ: Right.

COUNCILMEMBER MOLINA: Okay.

CHAIR RAWLINS-FERNANDEZ: If we can get done with the two departments tomorrow, which I think we can, then we won't have a meeting on Thursday.

COUNCILMEMBER MOLINA: Go for it. If we got to go Wednesday night, I'm all for it. Thank you.

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

VICE-CHAIR PALTIN: I had a sunshine law type question that I wanted to open in the Sunshine Law, the sun is shining, to Member Molina. Because we both put in for the rental assistance, and I think Director Tsuhako said that their capacity was 3 million. And I think you put in a million, and I put in 500,000. Did you want to split it, 500/500; or were you going to take the whole million, and I won't be responsible for anything?

COUNCILMEMBER MOLINA: Whatever works, as long as it adds up to a million.

VICE-CHAIR PALTIN: Okay. We'll go halvesies.

COUNCILMEMBER MOLINA: Okay. All right.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. And so when you say halvesies, is that 750,000? Is it a total of 1.5 million, or is it a total of 1 million? Oh, you're on mute.

VICE-CHAIR PALTIN: Sorry. I think Director Tsuhako said that their capacity was 3 million, and they have 2 million right now. So if Member Molina wanted to do 500,000, and I do 500,000...I know his proposal was for 1 million and mine was for 500,000. If he wanted to go 500,000/500,000, I'm cool. Or if he wanted to keep his at 1 million, then I'd pull out and look for more money for, I guess, Member Johnson's stuff, maybe.

CHAIR RAWLINS-FERNANDEZ: Member Molina, you want to jan-ken-po? It sounds like it's all up to you.

COUNCILMEMBER MOLINA: It up to me? Oh, boy. Can I think about it? But you know, I'm...whatever works. As long as the total is...you know, we don't...I guess, we're not supposed to exceed that 3 million amount, yeah? We can just tag team 1 million proposal from both, you know, myself and Member Paltin. I mean, whichever works. As long as it adds up to a million.

CHAIR RAWLINS-FERNANDEZ: And if Members would like to, you know, coordinate their final ten after we take up Department of Water Supply tomorrow, and then that way we can, you know, feel a little more confident about what our final ten will be, and what it will look like, we can do that at that time too. Okay? So that we're doing it all in the sunshine. All right. Sounds good. Any last questions or comments? If not, I'm going to adjourn the meeting. Okay. Let me just check with Staff and make sure that I didn't miss anything. Ms. Milner?

MS. MILNER: You're good, Chair.

**ACTION: DEFER pending further discussion.**

CHAIR RAWLINS-FERNANDEZ: All right. Okay. It's 5:32 on April 13th. We'll see you all tomorrow at 9:00. The Budget, Finance, and Economic Development Committee is now adjourned.

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ADJOURN: 5:32 p.m.

APPROVED:



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

bfed:min:210413:

Transcribed by: Susan Leong, Becky Kleiner,  
Amanda Stockton, Daniel Schoenbeck,  
Megen Strand, Brittany Berry &  
Nicole Ferguson

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CERTIFICATIONS

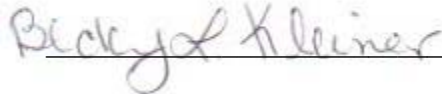
I, Susan Leong, hereby certify that pages 1 through 17 of the foregoing represents, to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 18th day of May 2021, in Wailuku, Hawai'i

  
\_\_\_\_\_  
Susan Leong

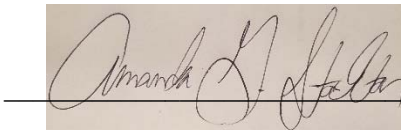
I, Becky Kleiner, hereby certify that pages 17 through 35 of the foregoing represents, to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 18th day of May 2021, in Wailuku, Hawai'i

  
\_\_\_\_\_  
Becky Kleiner

I, Amanda Stockton, hereby certify that pages 35 through 57 of the foregoing represents, to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 18th day of May 2021, in Wailuku, Hawai'i

  
\_\_\_\_\_  
Amanda Stockton

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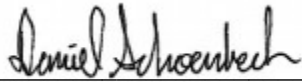
**April 13, 2021**

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CERTIFICATIONS (Continued)

I, Daniel Schoenbeck, hereby certify that pages 57 through 74 of the foregoing represents, to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

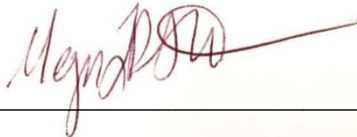
DATED the 18th day of May 2021, in Kula, Hawai'i



Daniel Schoenbeck

I, Megen Strand, hereby certify that pages 74 through 83 of the foregoing represents, to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

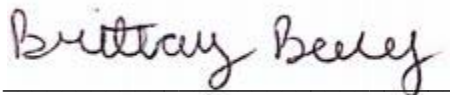
DATED the 18th day of May 2021, in Wailuku, Hawai'i



Megen Strand

I, Brittany Berry, hereby certify that pages 83 through 96 of the foregoing represents, to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 18th day of May 2021, in Wailuku, Hawai'i



Brittany Berry



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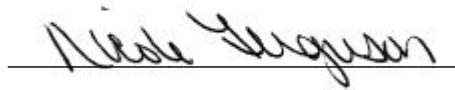
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CERTIFICATIONS (Continued)

I, Nicole Ferguson, hereby certify that pages 96 through 112 of the foregoing represents, to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 18th day of May 2021, in Wailuku, Hawai'i

A handwritten signature in dark ink, appearing to read "Nicole Ferguson", is written over a horizontal line.

Nicole Ferguson