

BUDGET, FINANCE, AND ECONOMIC DEVELOPMENT COMMITTEE

Council of the County of Maui

MINUTES

October 20, 2021

Online Only via BlueJeans

CONVENE: 1:34 p.m.

PRESENT: Councilmember Keani N.W. Rawlins-Fernandez, Chair
Councilmember Tamara Paltin, Vice-Chair
Councilmember Gabe Johnson, Member
Councilmember Tasha Kama, Member
Councilmember Alice L. Lee, Member
Councilmember Michael J. Molina, Member
Councilmember Yuki Lei K. Sugimura, Member

EXCUSED: Councilmember Kelly Takaya King, Member
Councilmember Shane M. Sinenci, Member

STAFF: Lesley Milner, Legislative Analyst
Kasie Apo Takayama, Legislative Analyst (back up)
Richard Mitchell, Legislative Attorney
Yvette Bouthillier, Committee Secretary
Kristeena Locke, Council Services Assistant Clerk

Roxanne Morita, Executive Assistant to Councilmember Gabe Johnson
Kate Griffiths, Executive Assistant to Councilmember Gabe Johnson
Evan Dust, Executive Assistant to Councilmember Tasha Kama
Lois Whitney, Executive Assistant to Councilmember Tasha Kama
Davideane Sickels, Executive Assistant to Councilmember Tasha Kama
Axel Beers, Executive Assistant to Councilmember Kelly Takaya King
Ellen McKinley, Executive Assistant to Councilmember Kelly Takaya King
Sarah Freistat Pajimola, Executive Assistant to Councilmember Keani N.W.
Rawlins-Fernandez

ADMIN.: Michele M. Yoshimura, Budget Director, Office of the Mayor
Jordan Molina, Deputy Director, Department of Public Works (BFED-56(1),
BFED-56(3))
Kristina Toshiakiyo, Deputy Corporation Counsel, Department of the Corporation
Counsel

OTHERS: Thomas Croly (BFED-105)

PRESS: Akakū: Maui Community Television, Inc.

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CHAIR RAWLINS-FERNANDEZ: ...*(gavel)*... Aloha ‘auinalā kākou. Kanakolukūmāhā minuke i ka hala o ka hola ‘ekahi. Ma iwakālua o Okakopa i ka makahiki ‘elua kaukani iwakāluakūmakahi. E ‘olu‘olu mai, e ho‘omalū ke Komike Mo‘ohelu Kālā a me ‘Ho‘omohala Waiwai o wai kaluna ho‘omalū o kēia Komike o Keani Rawlins-Fernandez. It was, at the time I announced it, 1:34, and it’s now 1:35 on October 20th, 2021. Will the Budget, Finance, and Economic Development Committee please come to order? I’m your Chair, Keani Rawlins-Fernandez. I kēia la me kou kākou eia hope luna ho‘omalū o Tamara Paltin. Feasgar math.

VICE-CHAIR PALTIN: Feasgar math and aloha ‘auinalā mai the County Building. I am in my office by myself.

CHAIR RAWLINS-FERNANDEZ: Mahalo. And I’m in the Moloka‘i District Office, in the office by myself on my side, my Staff, Mahina Poepoe and Zhantell Lindo on the other side. Okay. And we have with us--Member Shane Sinenci is excused--Member Mike Molina, feasgar math.

COUNCILMEMBER MOLINA: Aloha and feasgar math, Madam Chair, to you, my colleagues, and everyone else joining us for the EDB *[sic]* meeting today. For the record, I’m in the County Building on the eighth floor by myself. Aloha.

CHAIR RAWLINS-FERNANDEZ: Aloha. And our Council Chair, Alice Lee, to explain the translation of feasgar math and its origin.

COUNCILMEMBER LEE: Thank you, Madam Chair. Feasgar math is Scottish Gaelic language, and it means good afternoon. And we’re practicing for one of our colleagues going to Scotland in the next couple of months. So since we can speak French fluently, we’re now working on the Scottish language, feasgar math. And also, I am working at home by myself on the first floor. We only have one floor.

CHAIR RAWLINS-FERNANDEZ: About to say. Mahalo, Chair Lee. Member Kelly King is excused. And Member Gabe Johnson, feasgar math.

COUNCILMEMBER JOHNSON: Feasgar math, Chair. Feasgar math, Members. I am home alone on the Island of Lāna‘i. Mahalo.

CHAIR RAWLINS-FERNANDEZ: Mahalo. And Member Yuki Lei Sugimura, feasgar mar *[sic]*...mar *[sic]*...math.

COUNCILMEMBER SUGIMURA: Feasgar math. I am on the other side of the County Building. We’re sharing the same air space, I guess, as Mr. Molina. I am on the eighth floor of the County Building and on...in this office by myself, and looking forward to a productive meeting.

CHAIR RAWLINS-FERNANDEZ: Mahalo. And Pro Tem Tasha Kama, feasgar math. Pro Tem Kama, we can’t hear you again. The audio isn’t working. I know. I’m so sorry. Okay.

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She'll be right back. I got you. Okay. We'll continue with our...from Corporation Counsel, Deputy Corporation Counsel Kristina Toshikiyo, feasgar math.

MS. TOSHIKIYO: Feasgar math and aloha, Committee Chair and Committee Members. Happy Wednesday.

CHAIR RAWLINS-FERNANDEZ: Happy Wednesday. From the Office of the Mayor, Budget Director Michele Yoshimura, feasgar math.

MS. YOSHIMURA: Feasgar math, Chair and Members.

CHAIR RAWLINS-FERNANDEZ: Happy Wednesday.

MS. YOSHIMURA: Happy Wednesday.

CHAIR RAWLINS-FERNANDEZ: And then we'll have the Departments joining us when the item comes up. Our Committee Staff, Committee Secretary Yvette Bouthillier, feasgar math.

MS. BOUTHILLIER: Feasgar math, good afternoon, Committee Chair and Committee Members.

CHAIR RAWLINS-FERNANDEZ: Good afternoon. Budget Committee Analyst Lesley Milner, feasgar math.

MS. MILNER: Aloha, Chair. Feasgar math, Members.

CHAIR RAWLINS-FERNANDEZ: Aloha. Legislative Analyst Kasie Apo Takayama, feasgar math.

MS. APO TAKAYAMA: Feasgar math, Committee Chair and Members.

CHAIR RAWLINS-FERNANDEZ: Feasgar math. And Legislative Attorney Richard E. Mitchell, feasgar math.

MR. MITCHELL: Feasgar math, Chair. And feasgar math, Members.

CHAIR RAWLINS-FERNANDEZ: And Council Services Assistant Clerk Kristeena Locke, feasgar math. This online meeting is being conducted in accordance 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 three items on today's agenda: BFED-105 Permit Application Fee Cost Recovery Study; BFED-56(1) Amendments to Capital Improvement Projects for Fiscal Year 2022 (Department OF Public Works (Waiale Road Extension)); and BFED-56(3) Amendments to Capital Improvement Projects for Fiscal Year 2022 (Department of Public Works (Countywide Federal Aid Program)). And just to let everyone know that we will...or my intention is to defer, without discussion, BFED-105 Permit Application Fee Cost Recovery Study, but I did see someone signed up to testify on that item. So we'll take testimony, but just to let our testifier know that

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we won't be discussing that item today. And I can explain why when the item comes up. So we'll begin with public testimony. Oral testimony via phone or video conference will be accepted. Please note that if you are signed on, you are on the list to testify, even if you did not request to testify. Please let Staff know in the chat if you are signed on and do not intend to testify. Testifiers wanting to provide video testimony, please join by going to the BlueJeans meeting link on today's agenda. Testifiers wanting to provide audio testimony, please join by calling the number and entering the meeting code, also noted on today's agenda. The Committee intends to keep the same meeting link and phone number for all future BFED Committee meetings. And I see Pro Tem Tasha Kama has joined us. We'll check in with her audio.

COUNCILMEMBER KAMA: Aloha, Chair. Can you hear me now? Thank you.

CHAIR RAWLINS-FERNANDEZ: Yes. Feasgar math.

COUNCILMEMBER KAMA: Thank you. Feasgar math to you again.

CHAIR RAWLINS-FERNANDEZ: Written testimony is highly encouraged. Instructions on how to submit testimony can be found at mauicounty.us/testify. Oral testimony is limited to three minutes. When testifying, please state your first and last name. If you're testifying on behalf of an organization or are a paid lobbyist, please inform the Committee. Let's see. Staff has posted the testifiers log in the chat. Okay. Once you're 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 on mauicounty.us/agendas. And we'll proceed with oral testimony. The testifier that we have on our list is Thomas Croly on BFED-105.

. . .BEGIN PUBLIC TESTIMONY. . .

MR. CROLY: Feasgar math, Chair. Feasgar math to all of the Councilmembers that are with us today. Tom Croly testifying on my own behalf. I appreciate knowing that you won't be acting or even hearing the item that I'm testifying on, yet I think it's relevant anyway because this is just information, if you will, for the Council and the Councilmembers to use in the future, really. I hope that all the Councilmembers did see the eComment written testimony, that I sent in then, and I also emailed it to each of your respective emails. I had a lot to say about this study, which I feel was really just an abortion. It was incomplete. It didn't cite the current amounts of fees that are currently being paid, which was a very basic idea that it got wrong. It didn't take into account something that this Committee is all about. This Committee is about economic development, right? And getting a permit, whatever type of permit that we're talking about, through the Planning Department is something that facilitates economic development. So we would never ever, ever want permit fees to discourage that type of economic development, and we would never want permit fees to discourage compliance. And these are things that this study didn't really look at. It looked at what's the total cost of the Planning Department and how can we split that cost up among the people who are given permits. But the other thing that it failed to recognize, and this is very significant, the primary

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reason for the Planning Department and their function is to engage the public in the permitting process, if you will. And that engagement of the public is for the public's benefit. It is in no way, no way in any way, helping the applicant. It is saying we want comment from the general public on what this applicant chooses to do, whatever it may be. And that's something that the public dollars should take care of. Now, the applicant has the responsibility, in all cases, to make notice to the public. And at great expense, the applicant does make notice via posting things in the newspaper, via the certified mailings that they have to do out to everyone within 500 feet. But that should end the obligation of the applicant for whatever it is they're applying for. The rest of that expense, which is the Planning Department putting together a report for the Planning Commission, conducting a Planning Commission meeting, and engaging the public and responding to the public in what their concerns are, those are things that are there to benefit the public. So whatever permit you're talking about, this study should have broken down what benefits the applicant and what is done on behalf of the Planning Department for the general public. . . .(timer sounds). . . So to that end, I'll kind of conclude with, I don't think that any of the conclusions that were drawn in this study should be used in any way, shape, or form in your budget decisions about what to charge for permits. Now, to that end, it appears that you already have done that, because at the last budget session, kind of in the middle of the night with no discussion, you did increase the fees for short-term rental applications and renewals, and those fees are now in place. And I guess that that probably had to do with some of the conclusions of this report. But this report goes further to say that those fees should be even higher, and I wouldn't...I wouldn't support that in any way. In fact, what I think you should have done is conducted a study to see how can we make the process more efficient, and how could we make the steps of this work better. That would help...

CHAIR RAWLINS-FERNANDEZ: Mr. Croly, if you could please conclude your testimony.

MR. CROLY: Yeah. I'm on the last sentence here. It would...it would help improve compliance, and it would expedite the permitting process which, as we all know, is gummed up to no end. It's taking more than a year just to get a renewal of a permit through. So anyway, there...those are my comments on this. And again, I understand you're not going to hear it today, but I appreciate the opportunity to address the Council on this matter.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Member Paltin has a question for you. Member Paltin.

VICE-CHAIR PALTIN: Thank you, Chair. Thank you, Mr. Croly, for your testimony. I just wanted to clarify, the tax revenue that you're talking about, it assumes that the permit is issued. Because it...in the cases...there are cases where a permit is denied after going through this contested case hearing process, which is a lengthy and expensive process. And so in that case, then there is not the revenue that you're talking about from the property tax; is that not correct?

CHAIR RAWLINS-FERNANDEZ: Mr. Croly.

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MR. CROLY: Well, some...yeah, some permits are denied.

VICE-CHAIR PALTIN: Yes or no. Yes or no. Just yes or no.

MR. CROLY: Certainly some permits are denied. And if those permits are denied, it should be seen from the County's standpoint that that was in the public's interest. So the protective part of the ordinance then kicked in, if you will, and said, on behalf of the public, we're going to deny this permit. Now, you might think that that got...that the person who asked for the permit should incur all of the cost, then, associated with asking for the permit, but that's...I don't...I don't find that reasonable. I find it reasonable that if he made an application for some use that was legally allowed to be made, and he's denied that use, that was Government being Government, okay. That was...that was...you're performing the function of Government and the whole reason for the permit, and not necessarily that he was wrong in applying for the permit to begin with.

CHAIR RAWLINS-FERNANDEZ: Member Paltin.

VICE-CHAIR PALTIN: Okay. It was a yes or no question. So the question was that there would be no revenue that you're saying that would be collected. So it...I would prefer yes or no.

MR. CROLY: Tax revenues would not come from a permit denied. I agree.

VICE-CHAIR PALTIN: Okay. All right. Thank you.

MR. CROLY: Tax revenue would not be generated from a permit that's denied.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Paltin. Okay. Seeing no other questions, we'll thank you for your testimony today, Mr. Croly.

MR. CROLY: Aloha.

CHAIR RAWLINS-FERNANDEZ: Aloha. Okay. No one else is signed up on the testifiers login. And I will ask now if there is anyone else on that would like to provide testimony. Please unmute yourself, and you may proceed. Hearing no one speaking up, if there are...are there any objections, Members, to closing oral testimony and accepting written testimony into the record? Any objections?

COUNCILMEMBER MOLINA: No objections.

COUNCILMEMBERS VOICED NO OBJECTIONS.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Members. Okay.

. . .END OF PUBLIC TESTIMONY. . .

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ITEM 105: PERMIT APPLICATION FEE COST RECOVERY STUDY (CC 20-453)

CHAIR RAWLINS-FERNANDEZ: Okay. So BFED-105 Permit Application Fee Cost Recovery Study. Okay. There's...Members, there was a miscommunication between Staff and the Planning Department and myself, and the consultant is unfortunately not available today who conducted the study. So if there are no objections, Chair will defer this item. Wait, are there any questions first? Okay. My intention is to schedule it again on November 17th, I believe it is...November 17th if the consultant is available at that time. Pro Tem Kama, you had a question?

COUNCILMEMBER KAMA: I did, Chair. Thank you so much. So is it your intent for us to hear the information that the consultant has in terms of what they have studied? And would we take action on it, or would we just receive it as information of the study?

CHAIR RAWLINS-FERNANDEZ: Mahalo for the question, Pro Tem Kama. So we would just receive the conclusions and recommendations that the consultant included in their report to us. They would do a presentation, and then we would file the item. And then that would prepare us for the next budget session and whatever policy making that we would decide moving forward on permit cost recovery.

COUNCILMEMBER KAMA: Okay, great. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Wonderful. Any other questions, Members? Okay. So we'll...again, we'll try to shoot for November 17th if the consultant is available on that day. Okay. Any objections to deferring BFED-105?

COUNCILMEMBER KAMA: No objections.

COUNCILMEMBERS VOICED NO OBJECTIONS.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Members. Okay, the item is deferred.

ACTION: DEFER, no discussion

ITEM 56(1): AMENDMENTS TO CAPITAL IMPROVEMENT PROJECTS FOR FISCAL YEAR 2022 (DEPARTMENT OF PUBLIC WORKS (WAIALE ROAD EXTENSION))

CHAIR RAWLINS-FERNANDEZ: BFED-56(1) Amendments to Capital Improvement Projects for Fiscal Year 2022 (Department OF Public Works (Waiale Road Extension)). We have with us Budget Director Yoshimura and Department of Public Works Deputy Director Jordan Molina for this item. And I'll call on Budget Director Yoshimura for opening remarks.

MS. YOSHIMURA: Thank you, Chair. So the bills before you today will recognize an additional

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\$3.5 million from the Bond Fund for the Wailuku-Kahului Community Plan for the Waiale Road Extension Project, and this would be for the design and permitting and planning. We'll also recognize the project in Appendix C, which is describing the project. And the third bill is the bond authorization. I believe Public Works is on, and they can give you more detail on the project itself. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Budget Director. Okay. Deputy Director Molina. Do you have any opening comments?

MR. MOLINA: Yeah. Thank you, Chair and Members of the BFED Committee. Jordan Molina, Deputy Director with Public Works. The first request before you today is to get us through all the design and permitting, and up to the point to be able to go out for construction for the Waiale Road Extension, which we came earlier this year in front of the IT Committee and provided you guys an update with the status of that project. I just didn't know the significance of the road, is it's sort of a critical item to support the buildout of the Waikapū Town Project District. And so that's the...sort of the impetus for moving this project forward. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Deputy Director. Okay. We'll open for questions. Member Paltin.

VICE-CHAIR PALTIN: Thank you, Chair. Thank you, Deputy Director Molina and Ms. Yoshimura...Budget Director Ms. Yoshimura. I just was wondering what...I kind of remember that there was a fair share equation. Have we set up the equation for repay?

CHAIR RAWLINS-FERNANDEZ: Deputy Director.

MR. MOLINA: We're still...

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. MOLINA: Yeah, I'll take that one. We have started that analysis. We haven't quite locked down all the details, but the developer is aware of their contribution, and is working with us to iron out . . . *(inaudible)*. . .

VICE-CHAIR PALTIN: . . . *(Inaudible)*. . . And it's not going to be like a three lot or less kind of deal?

MR. MOLINA: No, no. They...they'll have to pay their fair share of this road. It's not a deferral.

VICE-CHAIR PALTIN: Okay. So like for sure, for sure?

MR. MOLINA: Correct. Yeah, there's no deferral component to this pro rata.

VICE-CHAIR PALTIN: Okay. That's great news. Thank you.

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

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Sugimura. And I have three minutes on the clock for...why don't you start?

COUNCILMEMBER LEE: Jordan, which developers will be contributing?

MR. MOLINA: Waikapū Town itself has the bulk of the share, but we're also...

COUNCILMEMBER LEE: So Atherton. Is that Atherton? Okay.

MR. MOLINA: Correct.

COUNCILMEMBER LEE: Okay.

MR. MOLINA: Correct. But we're also working with Kehalani, as they also have a condition to contribute to the road.

COUNCILMEMBER LEE: Okay. So those two main...nobody else?

MR. MOLINA: Yeah, nobody else that we're aware of at this time.

COUNCILMEMBER LEE: Oh, okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair Lee. Member Sugimura.

COUNCILMEMBER SUGIMURA: Hello, Deputy Jordan Molina. I wanted to ask, any status that we know of the RAISE Grant?

CHAIR RAWLINS-FERNANDEZ: Deputy Director.

COUNCILMEMBER SUGIMURA: The Federal DOT.

MR. MOLINA: Yeah. At this point, we are still waiting. I think November 21st is the deadline. So hopefully we hear something next month. And fortunately, if we do not...if we're not successful this year, we do have two more years that we can try before we'll be ready for...or need the money for construction. So we'll keep trying.

COUNCILMEMBER SUGIMURA: Okay. So in addition to this 3.5 million, do we have an idea of how much more you may need during construction?

MR. MOLINA: Yeah. Yeah, the construction cost is estimated at 35 million.

COUNCILMEMBER SUGIMURA: Thank you.

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

COUNCILMEMBER MOLINA: Thank you, Madam Chair. And good afternoon Mr. Director Molina. Just quick questions. I think I have three minutes, so if you can give...short answers are fine. One, how long do you believe the scope of design, permitting, and

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environmental review will take? And does the Department at this point have a current estimate on what the final cost of the extension will be?

CHAIR RAWLINS-FERNANDEZ: Deputy Director.

MR. MOLINA: Yeah. So the total cost for everything is approximately 39 million, I believe it was. That includes the land acquisitions, the permitting, the design, and the construction cost. The schedule right now is December of 2023 complete the design and permitting and go out to bid.

COUNCILMEMBER MOLINA: Great. And then are you aware at this time of any initial environmental or cultural resource issues that could...that will have to be dealt with in the permitting process for the extension?

MR. MOLINA: Nothing that is known. We are trying to avoid the stream as much as possible with the bridge design and not have to, you know, get so close to the stream banks and disturb anything there. And of course, it's always a gamble on whether there might be burials we could encounter. So we'll just have to cross those bridges when we get to it. But fortunately, the bulk of the land is former cane fields. It's relatively flat. So we don't have to do too much extensive grading. So it's promising at this point.

COUNCILMEMBER MOLINA: Okay. Thank you. And last question, is the Department considering things like sidewalks and bike paths in the extension, or at least maybe possibly designing the road so that, you know, multimodal transportation could be added later?

MR. MOLINA: Yeah, the road section includes a separated bike and shared use path, bike and pedestrian paths. I believe it'll be on the mauka side of the road.

COUNCILMEMBER MOLINA: Okay, great.

MR. MOLINA: Above the development.

COUNCILMEMBER MOLINA: Okay. All right. Thank you for your responses, Mr. Director. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Questions, Members? Member Johnson.

COUNCILMEMBER JOHNSON: Thank you, Chair. This is for Deputy Director Molina. Just a follow up on Councilmember Molina's questions in regards to the multimodal. You mentioned it's a...a bike and pedestrian path would be together. Is that...can you expand on that? Is that a sidewalk with a bike path, or are they going to be sharing that side road, or that area?

MR. MOLINA: It'll be shared. I believe it's approximately a ten-foot wide paved path. So both the pedestrians and bicyclists would be able to utilize . . .*(inaudible)*. . .

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COUNCILMEMBER JOHNSON: Okay. And it...it's...all right. That was my main question. Okay. Thank you, Deputy Director. Thank you, Chair.

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

VICE-CHAIR PALTIN: Thank you, Chair. Just couple follow-up questions from...based on other folks' questions. Is...DHHL is not required to pay a share of this...the Pu'unani development?

MR. MOLINA: That's correct. I'm not aware they were conditioned to contribute to the road.

VICE-CHAIR PALTIN: Okay. And then do we have a condition for a shared use path in the Code at this time?

MR. MOLINA: I don't think there's an explicit definition, but I...the intent is that you have one common facility that supports both bicyclists and . . .*(inaudible)*. . .

VICE-CHAIR PALTIN: Okay. And then I guess my last question would be, are you guys working with Dr. Six to do her thing with the HICRIS on the path that you folks designate?

MR. MOLINA: Yeah. We've already roped her into the project. So as soon as the...and she'll be reviewing the cultural and archaeological work as we progress.

VICE-CHAIR PALTIN: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Other questions? I just have two quick questions. One is regarding the 5 million from the State RISE *[sic]* Grant. Is that what it's called? Deputy Director?

MR. MOLINA: RAISE Grant.

CHAIR RAWLINS-FERNANDEZ: RAISE. Okay. So are you allowed...are we allowed to apply for that multiple years, or only once?

MR. MOLINA: We can keep trying if we don't get awarded --

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

MR. MOLINA: -- but I don't think we could get multiple awards for the same project.

CHAIR RAWLINS-FERNANDEZ: Okay. So just one time award. Mahalo. Okay. And then...yeah, I guess...I guess that's it. I think I answered my second question so I'm good. Okay. Any other questions, Members? Okay. The Chair will entertain a motion to recommend passage on first reading the proposed bills entitled, "A BILL FOR AN ORDINANCE AMENDING FISCAL YEAR 2022 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF PUBLIC WORKS,

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WAILUKU-KAHULUI COMMUNITY PLAN AREA, ROAD IMPROVEMENTS, BOND FUND, WAIALE ROAD EXTENSION; TOTAL CAPITAL IMPROVEMENTS PROJECT APPROPRIATIONS; TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS);” “A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C - CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF PUBLIC WORKS, WAIALE ROAD EXTENSION;” and “A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 5219, BILL NO. 48 (2021), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE COUNTY OF MAUI ISSUANCE, SALE AND DELIVERY OF SAID BONDS (DEPARTMENT OF PUBLIC WORKS - WAIALE ROAD EXTENSION),” incorporating any nonsubstantive revisions.

COUNCILMEMBER LEE: So moved.

COUNCILMEMBER SUGIMURA: So moved.

COUNCILMEMBER KAMA: Second.

CHAIR RAWLINS-FERNANDEZ: Moved by Member Sugimura, I guess officially seconded by Pro Tem Kama. Okay. Discussion, Members? Okay. Seeing no discussion, I'll call for the question. All those in favor of the motion, please raise your hand and say “aye.”

COUNCILMEMBERS VOICED AYE.

CHAIR RAWLINS-FERNANDEZ: Motion passes unanimously, seven ayes, two excused, Member Sinenci and Member King.

VOTE:	AYES:	Chair Rawlins-Fernandez, Vice-Chair Paltin, and Councilmembers Johnson, Kama, Lee, Molina, and Sugimura.
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NOES:	None.
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ABSTAIN:	None.
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ABSENT:	None.
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EXC.:	Councilmembers King and Sinenci.
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MOTION CARRIED.

ACTION: Recommending **FIRST READING** of bills by C.R.

CHAIR RAWLINS-FERNANDEZ: And we'll thank Deputy Director Molina for joining us. Oh, wait. Is he on for the second item...the third item too? Yes.

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MS. MILNER: Yes, Chair.

**ITEM 56(3): AMENDMENTS TO CAPITAL IMPROVEMENT PROJECTS
FOR FISCAL YEAR 2022 (DEPARTMENT OF PUBLIC WORKS
(COUNTYWIDE FEDERAL AID PROGRAM))**

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Sorry, Deputy Director, you have to stay on with us a little longer. The next item is BFED-56(3) Amendments to Capital Improvement Projects for Fiscal Year 2022 (Department of Public Works (Countywide Federal Aid Program)). Again, we have Budget Director Yoshimura and Deputy Director Molina. We'll start with Budget Director Yoshimura for opening remarks.

MS. YOSHIMURA: Thank you, Chair. Before you are four bills. The first one is to increase the budget for the Countywide Federal Aid Program from the bond fund by \$3.871 million. The second bill is to increase Appendix A Part 1, grant revenue from the Federal Aid Programs. It's increase of \$9.5 million. Appendix C amendment will add the funding and the project descriptions to the overall project title. And the fourth bill is to add the \$3.87 million to the Bond Fund. So these projects, I think, are specifically for the Makawao Avenue and for Onehe'e Avenue, but Deputy Director Molina can give you more information on that.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Budget Director. Deputy Director Molina, opening remarks for this item?

MR. MOLINA: Thank you, Chair. So these are all projects that are ready to go into construction. The increased cost is attributed to more Complete Streets improvements. These projects, when they were originally scoped out, was more of a simple road pavement reconstruction. And as we've transitioned to incorporating more Complete Streets, that, you know, means additional cost. So that's what we're here to request your guys' support of. The Onehe'e Project has been bid out, so we are getting close to reviewing the bids on those. And Makawao Ave will be bid out summer next year. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Deputy Director Molina. Members, questions on this item? Member Molina, the district representative.

COUNCILMEMBER MOLINA: Yeah, thank you very much, Madam Chair. And Mr. Director, good news. Appreciate we...getting some Federal help with these road projects. Specifically for the Apana Road to Pi'iholo Road, any new permits at this time required now that the scope expands from Apana Road to Pi'iholo Road instead of just to Eddie Tam? And will the...will there also be included a speed bump at the intersection of Makawao Avenue and Makani Road to be, I guess, rebuilt as part of this project?

CHAIR RAWLINS-FERNANDEZ: Deputy Director.

MR. MOLINA: Thank you, Chair and Member Molina. Yeah, we're looking at all those traffic

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calming components in here. Additional permitting is not being triggered, just additional cost for the increase in the scope of the project.

COUNCILMEMBER MOLINA: Okay. Thank you. Thank you for the...for that good news, because I'm also on the Kalama Intermediate School Council, and ironically, they asked me a few weeks ago to provide any updates on County road projects in Makawao and the Upcountry area. So this is some good news that I can report to them. And I anticipate, I guess, the signage to...you're going to have those sign boards to let the community know that construction will be taking place down the road, yeah, literally speaking, yeah?

MR. MOLINA: That's correct. We'll have the full traffic control advisory boards out once we get into construction.

COUNCILMEMBER MOLINA: Okay, great. All right. Thank you, Mr. Director. Thank you, Madam Chair.

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

COUNCILMEMBER SUGIMURA: Thank you. Deputy Director Molina, so this is...this is not the Haleakalā...old Haleakalā Highway Project? I know that we had received the money from State, and we were getting...we were waiting for approvals from SHPD. Not yet?

MR. MOLINA: That's...yeah, this is a different project.

COUNCILMEMBER SUGIMURA: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Okay. Any other questions, Members? Okay, very good. Chair will entertain a motion for recommend...oh, to recommend passage on first reading of the proposed bills entitled, "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF PUBLIC WORKS, COUNTY ROAD IMPROVEMENTS, BOND FUND, COUNTYWIDE FEDERAL AID PROGRAM; TOTAL CAPITAL IMPROVEMENTS PROJECT APPROPRIATIONS; TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"; "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX A, PART I, GRANTS AND RESTRICTED USE REVENUES - SCHEDULE OF GRANTS AND RESTRICTED USE REVENUES BY DEPARTMENTS AND PROGRAMS, DEPARTMENT OF PUBLIC WORKS, FEDERAL HIGHWAY ADMINISTRATION, FEDERAL-AID AND OTHER TRANSPORTATION GRANTS"; "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET of the...FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C - CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF PUBLIC WORKS, COUNTYWIDE, COUNTYWIDE FEDERAL AID PROGRAM"; and "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 5219, BILL NO. 48 (2021), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE, SALE AND DELIVERY OF SAID BONDS (DEPARTMENT OF PUBLIC WORKS - COUNTYWIDE

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FEDERAL AID PROGRAM),” incorporating any nonsubstantive revisions.

COUNCILMEMBER MOLINA: So move.

COUNCILMEMBER SUGIMURA: So move.

COUNCILMEMBER KAMA: Second.

CHAIR RAWLINS-FERNANDEZ: Moved by Member Molina, seconded by Pro Tem Kama. Discussion, Members?

COUNCILMEMBER KAMA: Yeah, let’s do it.

CHAIR RAWLINS-FERNANDEZ: Let’s do it. Sounds good. Okay. All right, I’ll call for the question. All those in favor of the motion, please raise your hand and say “aye.”

COUNCILMEMBERS VOICED AYE.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Paltin and Chair Lee? Chair Lee?

COUNCILMEMBER LEE: Had it up.

CHAIR RAWLINS-FERNANDEZ: Oh, okay, okay. All right. Unanimous, seven ayes, zero noes, two excused, Member King and Member Sinenci.

VOTE:	AYES:	Chair Rawlins-Fernandez, Vice-Chair Paltin, and Councilmembers Johnson, Kama, Lee, Molina, and Sugimura.
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NOES:	None.
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ABSTAIN:	None.
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ABSENT:	None.
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EXC.:	Councilmembers King and Sinenci.
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MOTION CARRIED.

ACTION: Recommending **FIRST READING** of bills by C.R.

CHAIR RAWLINS-FERNANDEZ: Okay. Well, we'll thank Deputy Director Molina for real this time. Mahalo for being with us. And we'll thank Budget Director Yoshimura for joining us as well. That concludes the agenda, Members.

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COUNCILMEMBER MOLINA: Oh, OMG.

UNIDENTIFIED SPEAKER: Wow.

CHAIR RAWLINS-FERNANDEZ: Oh, okay, I'm sorry. Member Paltin would like to take up the rest of the two hours and fifteen minutes. Go ahead, Member Paltin.

VICE-CHAIR PALTIN: I just wanted to assign you guys some homework. We're looking to take three times legislative action at 9:00 a.m. So be prepared, lot of reading. You got two extra hours, courtesy of Member Rawlins-Fernandez. See you tomorrow.

CHAIR RAWLINS-FERNANDEZ: You're welcome, Members. So tomorrow we have PSLU Committee at 9:00, and then we have HCP Committee meeting at 1:30. Any other announcements?

COUNCILMEMBER LEE: Yes. October 31st, we have the Halloween event at Keopuolani --

UNIDENTIFIED SPEAKER: Drive through.

COUNCILMEMBER LEE: -- Park, yeah, in Kahului. And I'm hoping that all of you will be very creative because this is for the community who will be driving by. And we will be waiving to them and handing out goodies, and then making everybody happy. And looking...oh, and there will be prizes, okay? I think I sent this to you, but obviously, you folks don't read your emails. There will be prizes for the weirdest costume, the funniest costume, and the most creative costume. Okay?

VICE-CHAIR PALTIN: You sure you don't want to do the Lāhainā Outlet one, also a County-sponsored one? You guys can all come to Lāhainā. No?

COUNCILMEMBER LEE: Come to the Kahului one because the Mayor is...has a mystery haunted house and other things that...other features for the whole family, okay? But the Council will have their own tents, and we'll have a big sign, Maui County Council. So everybody can see us...and our Staff, our kids, whoever you want to bring, okay? Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo for that announcement. Any other announcements? So now we know that there's one in Central Maui, one in West Maui, and possibly in other districts. We'll see. Maybe on Moloka'i. Okay. That concludes our meeting, Members. Thank you so much for your efficient and expeditious work today. It's 2:15 on October 20th, and the Budget, Finance, and Economic Development Committee is now adjourned. . . .*(gavel)*. . .

ADJOURN: 2:15 p.m.

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APPROVED:



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

bfed:min:211020:bc

Transcribed by: Brenda Clark

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CERTIFICATION

I, Brenda Clark, 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 November 2021, in Wailuku, Hawai'i



Brenda Clark