

# **HUMAN CONCERNS AND PARKS COMMITTEE**

**Council of the County of Maui**

## **MINUTES**

**September 16, 2021**

**Online Only via BlueJeans**

**CONVENE:** 1:31 p.m.

**PRESENT:** VOTING MEMBERS:

Councilmember Tasha Kama, Chair  
Councilmember Yuki Lei K. Sugimura, Vice-Chair  
Councilmember Alice L. Lee, Member  
Councilmember Tamara Paltin, Member  
Councilmember Shane M. Sinenci, Member

NON-VOTING MEMBERS:

Councilmember Gabe Johnson

**STAFF:**

Laksmi Abraham, Legislative Analyst  
Jean Pokipala, Committee Secretary  
Pauline Martins, Committee Secretary  
Richard E. Mitchell, Legislative Attorney  
Lesley Milner, Legislative Analyst  
Kasie Apo Takayama, Legislative Analyst  
David Raatz, Deputy Director of Council Services  
Kristeena Locke, Council Services Assistant Clerk

Ellen McKinley, Executive Assistant to Councilmember King  
Evan Dust, Executive Assistant to Councilmember Kama  
Lois Whitney, Executive Assistant to Councilmember Kama  
Davideane Sickels, Executive Assistant to Councilmember Kama  
Kate Griffiths, Executive Assistant to Councilmember Johnson  
Jordan Helle, Executive Assistant to Councilmember Sugimura  
Stacey Moniz, Executive Assistant to Councilmember Johnson

**ADMIN.:**

Karla Peters, Director, Department of Parks and Recreation (Item HCP-30)  
Lisa Almeida, Parks Permit Officer, Department of Parks and Recreation  
(HCP-30)  
Lori Tshako, Director, Department of Housing and Human Concerns  
(HCP-30)  
Andrew Martin, Prosecuting Attorney, Department of the Prosecuting  
Attorney  
Mimi DesJardins, Deputy Corporation Counsel, Department of the  
Corporation Counsel

**OTHERS:**

Lisa Darcy  
Faith Chase

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

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CHAIR KAMA: . . .*(gavel)*. . . Will the Human Concerns and Parks Committee meeting of September 16th, 2021 come to order. It is now 1:31 p.m. I'm Tasha Kama, Chair of the HCP Committee. Members, I have a late afternoon recurring appointment on Thursdays, and for me to make that appointment, I'm asking your indulgence so that this meeting will conclude promptly by 4:00 p.m. Since we have placed on the agenda for today an item which may take Legislative action, I would like any motions for that action to be considered prior to 3:30 p.m. And so Members, this is my request to you, from your Chair. And I thank you for your indulgence. Welcome to all of you. This 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. In addition, when your name is called, please identify by name who, if anyone, is in the room, vehicle, or workspace with you today. Are there any questions before we continue? I'm the Chair of the HCP Committee. I'm in my room by myself, and with family members in the other room. My door is closed and I'm alone. Thank you. And so I'd like to take our roll call today. Aloha 'auinalā and asano to Committee Vice-Chair Yuki Lei Sugimura.

VICE-CHAIR SUGIMURA: Asano to you and so nice to see you, Chair. Good afternoon.

CHAIR KAMA: And a great mahalo to you, Vice-Chair, for taking over during my absence. I heard you did a bang up job. And so I have to think of a way to say thank you besides saying just thank you. Also to our Council Chair Alice Lee, aloha 'auinalā and asano.

COUNCILMEMBER LEE: Aloha and asano and welcome back. It's so wonderful to see you, Chair Kama.

CHAIR KAMA: It is wonderful to see all of you, especially after our bang up meeting this morning with our Councilmember Tamara Paltin and her PSLU Committee. I'm excited and I'm so glad you twisted my arm to sit on your Committee this year. And so welcome and asano to our Councilmember Tamara Paltin.

COUNCILMEMBER PALTIN: Asano and aloha 'auinalā and broadcasting live and direct from the West Maui District Council District Office with Angela, who's about 12 feet away from me, so we're socially distanced. And welcome back, Chair Kama.

CHAIR KAMA: Thank you. And so...

COUNCILMEMBER LEE: Chair Kama.

CHAIR KAMA: Yes?

COUNCILMEMBER LEE: I forgot to say that I am also alone. Thank you.

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CHAIR KAMA: Okay.

COUNCILMEMBER LEE: In my room.

CHAIR KAMA: And aloha ‘auinalā and asano to our Councilmember from the East side, Mr. Shane Sinenci. Aloha.

COUNCILMEMBER SINENCI: Aloha ‘auinalā and asano, Chair. I too welcome you back. And I am broadcasting from the virtual kauhale with a bunch of fur babies around me.

CHAIR KAMA: Thank you very much. And so we have with us our Non-Voting Committee Member, Councilmember Gabe Johnson whose bill we are going to hear later on this afternoon. Aloha and asano to you, Member Johnson.

COUNCILMEMBER JOHNSON: Aloha, Chair. Asano to you as well. Aloha, Members. Asano, Members. And I’m home alone, and I look forward to an exciting meeting. And thank you for allowing me to share space with you all. Mahalo.

CHAIR KAMA: Well, thank you for being here. We certainly do appreciate your presence. We also have Non-Voting Councilmember Kelly King, Mr. Mike Molina, and our Vice-Chair Keani Rawlins-Fernandez, should they want to participate at any time, they’re certainly more than welcome to. We also have with us the Department of Corp. Counsel, Mimi DesJardins. Aloha, Mimi, and asano to you.

MS. DESJARDINS: Aloha, everyone. Nice to see you.

CHAIR KAMA: You too. And we also have with us the Department of Parks and Recreation, Karla Peters. Aloha, Karla.

MS. PETERS: Aloha. Good afternoon.

CHAIR KAMA: I also invited the Department of the Prosecuting Attorney, Mr. Andrew Martin. Aloha, Andrew, and asano to you.

MR. MARTIN: Aloha and good afternoon, Chair.

CHAIR KAMA: We also have our Committee Staff with us today. We have our Legislative Analyst Laksmi Abraham, our Committee Secretary Jean Pokipala, our Committee Secretary Pauline Martins, our Legislative Attorney Richard Mitchell, and our OCS Assistant Clerk Kristeena Locke. And so thank you, Members, for attending today’s HCP Committee meeting. We have two items on the agenda today, and our two items are HCP-1(2) The Maui Community Outreach Course, and HCP-30 Repealing the Minimum Fine for Certain Violations Relating to Parks and Recreational Facilities. So Staff, do we have anyone signed up to testify today?

MS. ABRAHAM: Yes, Member Kama.

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CHAIR KAMA: Okay, then let's continue on with our public testimony. Oral testimony via phone or video conference will be accepted. Testifiers wanting to provide video testimony should join the online meeting via the BlueJeans meeting link, [bluejeans.com/221418021](https://bluejeans.com/221418021) as noted on today's agenda. Testifiers wanting to provide audio testimony should dial 408-915-6290 and enter meeting code 221 418 021, also noted on today's agenda. Written testimony is highly encouraged, and instructions on how to submit testimony can be...can also be found at [MauiCounty.us/testify](https://MauiCounty.us/testify). Oral testimony is limited to three minutes per item. If you are still testifying beyond that time, I will kindly ask you to complete your testimony. When testifying, please state your name. If you are testifying on behalf of an organization or are a paid lobbyist, please inform the Committee. Please be mindful of the use of chat during the meeting. Chat should not be used to provide testimony or chat with other testifiers. If you are here to provide testimony, please be courteous to others by turning off your video and muting your microphone while waiting for your turn to 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 on [mauicounty.us](https://mauicounty.us). 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 visit [mauicounty.us/agendas](https://mauicounty.us/agendas). Only Councilmembers, Staff, and designated resource personnel will be connected to the video conference meeting once testimony concludes. I remind Committee Members, Administration, and the public to please be patient if we run into any technological issues. Members, I'd like to proceed with oral testimony, and Staff has been monitoring people joining today's meeting by phone and by video and will do our best to take each person up in an orderly fashion. May we have our first testifier Staff, please.

MS. ABRAHAM: Yes, Member Kama. Our first testifier is Lisa Darcy, followed by Faith Chase. Could Lisa Darcy please unmute yourself, and proceed with your testimony.

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

MS. DARCY: Thank you. Good evening, Chair Kama. Nice to see you, and welcome back. And although it's a humid evening here in New Jersey, I will wish you asano to you all --

CHAIR KAMA: Thank you.

MS. DARCY: -- and bonjour, welcome back, Councilmember Paltin. And my name is Lisa Darcy. I'm the founder of Share Your Mana, and I am a commissioner on the Healing Solutions for Homelessness, I am not a paid lobbyist. I would like to speak to HCP-30, and the proposal of this ordinance is to provide enforcement officers more flexibility in imposing penalties for certain violations. This...a good example of this would be even like just in the evenings using the bathroom, or needing to wash up, and...between 10:00 and 6:00 a.m. I am in full support of this and...you know, off the record, understand that there are officers that have been using humane and kind and compassionate responses based on people's needs. And it's really, really nice to see this written and to being acknowledged in a legal form. So I am in full support of HCP-30,

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and thank you all for considering this. Anybody who is struggling financially really needs a hand up, and these kinds of fines can really put people even further behind. So I really appreciate the consideration for this, and thank you for your time today. And I hope you get to your appointment on time.

CHAIR KAMA: Thank you. And thank you for your testimony, Lisa. Members, do we have any questions for our testifier? Chair Lee. Can't hear you, Chair.

COUNCILMEMBER LEE: Lisa, did I hear you say you're in New Jersey?

MS. DARCY: Yes, I am. I'm on the East Coast.

COUNCILMEMBER LEE: . . .*(laughing)*. . . Oh, just visiting, I hope.

MS. DARCY: Yeah. Yes. Yeah, I've been on some really late meetings. I've been up until 1:00 in the morning recently, so I'm going to probably sleep when I come back to Hawai'i for a week.

COUNCILMEMBER LEE: Good to hear from you. Thank you.

MS. DARCY: Mahalo. Nice to see you.

CHAIR KAMA: Members, any other questions for our testifier? Seeing none, thank you so much, and please get some rest.

MS. DARCY: Thank you.

CHAIR KAMA: Staff, can we have our next testifier please?

MS. ABRAHAM: Member Kama, our next testifier and final testifier on the list is Faith Chase. Faith, if you could unmute yourself, and please proceed with your testimony.

MS. CHASE: Aloha, Chair. Aloha, Committee. Of course, I am in favor of decriminalizing houselessness, homelessness, those living in their cars, everybody who's struggling doesn't need this kind of extra struggle. I also wanted to make a comment about the community court. I'm not sure...I didn't get to read it in its entirety, but when you had those guests from O'ahu speaking about community court, it was important for me to testify that day because I think sometimes we have neighbor islands who don't really know all the other things that are going on, and I wanted them to know that, you know, there's steps that aren't being taken. Yes, community court is important, but there's a lot of fundamental steps that weren't...aren't being taken, weren't being taken, are only now being addressed to making sure that they don't even make it to court. So thank you for these two items today, I appreciate it.

CHAIR KAMA: Thank you very much for your testimony, Faith. Members, do we have any questions for our testifier today? Seeing none, thank you very much, Faith, and have a great day. And thank you for taking the time to be here today.

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MS. CHASE: A hui hou.

CHAIR KAMA: Staff, do we have any other testifiers signed up?

MS. ABRAHAM: Chair Kama, there are no other testifiers signed up at this time.

CHAIR KAMA: Is there anyone else out there that would like to testify? Members, seeing as how there are no other individuals wishing to testify, without objection, I will now close public testimony. Any objections?

**COUNCILMEMBERS VOICED NO OBJECTIONS.**

CHAIR KAMA: Thank you. So Members, are there any objections to receiving written testimony into the record?

**COUNCILMEMBERS VOICED NO OBJECTIONS.**

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

CHAIR KAMA: Thank you. So at this time, Staff will ensure that only required personnel such as Councilmembers, Staff, Administration, and nominees invited to participate will remain on the call. Everyone else will be disconnected at this time.

**HCP-1(2): MAUI COMMUNITY OUTREACH COURT** (Rule 7B)

CHAIR KAMA: So we're going to now take on HCP-1(2) Maui Community Outreach Court. Members, conditional language to create and collect data in support of the Maui Community Outreach Court was included in the Fiscal Year 2022 Budget under the Department of the Prosecuting Attorney. As you may recall, the Community Outreach Court on O'ahu was based on national models to offer a collaborative process designed to assist homeless people in addressing violations of State and local laws and ordinances. It aims to connect participants, rather than defendants, with appropriate social services to address their needs, rather than punishing them. I'm pleased to welcome Prosecuting Attorney Andrew Martin to provide an update on the Maui Community Outreach Court. Mr. Martin, would you please provide us with your updates?

MR. MARTIN: Good afternoon, Chair. Good afternoon, Committee Members. Nice to see you all again, and thank you for inviting me here to give you an update on our community outreach court and how we're progressing. The group that has been planning the community outreach court and its implementation here in Maui County has been meeting every three to four weeks regularly for some time now. And the good thing about having all of us come together, this group includes the Judiciary, obviously, the Public Defender's Office, our office, as well as the Maui Police Department is...the most

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important thing about community outreach court is it is built on trust. And in our adversarial system within the justice system, obviously, we are oftentimes at opposite sides of an issue with respect to defendant, each playing our roles, the prosecutor to pursue justice, the defense attorney who zealously advocate for their client. And as I've said previously, the one great thing about community outreach court that is so encouraging is that everyone works collaboratively to pull in the same direction to remove barriers for individuals in order to give them an opportunity to better themselves, better their opportunities, their lives, in a way that helps them address their court obligations, and provides them with essential social services. When we started regularly meeting on community outreach court, you know, I'm going to be honest with you, some of the members of the planning committee were resistant. They were suspicious of our department's motivations, and how the court would actually work, whether it would ultimately be of benefit to the participants. And as we through maybe two or three meetings tried to work through these issues, the big breakthrough came when we reached out to the O'ahu team and invited them to join one of our meetings, the same way they had come to present the community outreach court to the County Council. Mark Tom from the Prosecutor's Office, the Public Defender's Office, Judge Lendio, and others from the Judiciary all joined us, and we were able to send them, in advance of the meeting, you know, people's concerns and questions. It was the moment that we had kind of a true breakthrough where everyone had 100 percent buy in. Not only just hearing how the O'ahu team works, the benefits that they've seen to the participants, but I think the real success came when the day following this particular meeting of our group, community outreach court was occurring in Waianae. And of course, as you folks all know, with the pandemic, they, like so many other committees, groups, councils, legislative bodies, and even the judiciary, they've moved to a virtual model. And the benefit of that is all the members of our group were able to log in to that session and see it live and in person. And immediately after that convening of the community outreach court in Waianae, I received a phone call from those members who maybe hadn't really bought into the program yet, and from that point on, they've been all in. And that was...that's been such a great...from that point forward, things have progressed really, really well. We are past those kind of initial hurdles now, and everyone's just looking at how we can adapt that O'ahu model to Maui. We are currently in the process of drafting and revising our policies and procedures and framework, working as a collaborative group again. We are setting forth basically the intake and screening process, which is the key of the program. We want to set forth kind of a system between my office and the public defenders where we can identify participants who may qualify for and benefit from the community outreach court, ensure that they are ready and willing to engage in services, and that they meet all the required qualifications. This will require an initial screening by the Public Defender's Office, they will refer the participants to us for a final screening, and then we will come together in a collaborative effort, just to make sure that we're all in the same page on which individuals are appropriate for participation in the program. Regardless of whether an individual is chosen to participate in the community outreach court, they will be referred to social services. The key, and part of, I think, what really needs to be worked out, so much of the heavy lifting and the work with respect to referrals for social services, and then case follow ups and monitoring for those services really falls on the Office of the Public Defender. On O'ahu, they have the advantage of a case coordinator who handles

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all of this for them. Here on Maui, that's really going to fall on the deputies themselves. And what Danielle Sears and I are hopeful of and believe that will work for our program is that because our numbers are not going to be, you know, what they see on O'ahu in terms of the number of participants, Danielle feels that her deputies will be able to handle those responsibilities on their own. And of course, if that's not the case, as a part of the learning process, we'll pivot and find another way to address that situation. The group is of one mind that we should start slow, then grow. We are, of course, going to be collecting data as we move forward, and we've set a target date in consultation with the Judiciary, their resources, and their...what they believe they can put together in terms of staffing this court for the...just after the first of the year. So January 2022 is when we're looking to convene our first community outreach court. We'll be working between now and then to finalize our policies and procedures, our framework, get the intake screening process put together, and we're really excited about what this opportunity means for the community, and what it will turn into as we learn how to...as I say, as we start slow, as we learn to really grow it. I think it can do some amazing things for a segment of our population that is clearly not...needs to receive more attention and services, and we're really excited and hopeful for what this program can do for the community.

CHAIR KAMA: Wow, that was a perfect segue to what I was going to ask you. But before I do, I want to commend you for working so hard on this. I mean, I think it was just last year, right, that you came to the Council, and then just about a year and a half you've come so far, ready to take off January 1st, 2022. That's amazing. Because that means to me that our people are going to be helped, and sooner than later. So it's a plus as far as I'm concerned. So thank you. Members, any questions for Mr. Martin? Yes, Vice-Chair Yuki Lei Sugimura.

VICE-CHAIR SUGIMURA: Oh, thank you, Chair. I'm so excited to hear this progress. You have done a lot, Andrew. Perfect. And I know this came up in Budget, and Chair Kama had allocated some funding, so I hope that helps you as you develop and progress. My question is, maybe Chair Kama can ask about that funding, it was her budget amendment, or her budget item, but I was just curious, where would you hold the court? You...the participants would go where? In Honolulu, they went to a library or something like that, right?

MR. MARTIN: Yeah. So you know, one of the things we're...that's...one of the benefits that's come from the pandemic, right--I mean, clearly, there's been so many drawbacks--and we learned from O'ahu is, you know, the ability for participants to Zoom in has really enabled the court actually to grow, right? And so that really gives us some additional options with kind of how we can approach community outreach court here on Maui. I mean, we can do it with the District Court Judge in the courtroom in Lāhainā or Wailuku, and then the Deputy Prosecutor and the Deputy Public Defender at a remote site where participants who do want to appear in person can appear in person, but that really...anyone in any area of the community will be able to virtually come in to community outreach court. So where things kind of have headed, and it hasn't been finalized in terms of where...because the key to this is what...you know, what you're speaking to is...the key to community outreach court and the way it really, I think, is of



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benefit to the community is the part of it where you're actually taking court into the community, right. And so we want to be able to serve those areas of Maui where there isn't a dedicated courthouse. So, you know, Wailuku and Lāhainā, we have our courthouses here, you know, we're really looking at Kihei as maybe the first place where we might be able to set up a remote location. But that hasn't been finalized. In addition to the Kihei location, you know, there is a remote site in Lāhainā that can be utilized if court is convening in Wailuku. But again, I think the Zoom option, the virtual option, really has now opened us up to where we can have participants all over the island in any particular session and hearing of the community outreach court, which I think would be a real advantage. And that's what O'ahu has found as well.

VICE-CHAIR SUGIMURA: Thank you so much for doing this. I'll listen. Thank you very much, Andrew.

MR. MARTIN: You're welcome. Thank you.

CHAIR KAMA: We have any other questions for Mr. Martin from our Members? Yes, Member Paltin.

COUNCILMEMBER PALTIN: Chair, I think Member Sinenci had his hand up first. I'll yield to him.

CHAIR KAMA: Oh, okay. Thank you. Member Sinenci.

COUNCILMEMBER SINENCI: Mahalo, Member Paltin. Yeah, mahalo, Director Martin. Thank you for your update. And I know that in rural Hāna, we do have a site too that we currently hold courts here every first Friday of the month, I believe. So thank you for that. I guess...I know that the funding allocated in last year's Budget was 50 or \$100,000. So is that just...how is that money being used? And do you see us needing to fund as you progress and build this system? What is the timeline to implement this?

MR. MARTIN: So, you know, because we are...and this was really the thought all along. Because we are looking at using existing resources to start community outreach court in terms of personnel...because most of the funding for community outreach court on O'ahu has gone to personnel, both at the Judiciary, Public Defender's Office, and the Honolulu Prosecutors. For us, at this stage when...you know, the planning and the installation stage, if you will, that's not a concern because we are, again, utilizing our existing resources in personnel in order to kick this off. In terms of the expenditure of funds, you know, that is something that I've started to discuss with the group about where our potential gaps are in terms of areas where we might need to utilize some of this funding in a way where, you know, those solutions that we can't find or can't come up with, with our existing resources, and that's where I see this money as being useful for right at the beginning. One possibility, honestly, is utilizing it to contract with someone to help us with data analysis and collection. While a lot of offices have an individual within their department...and I'm speaking about prosecuting agencies, have someone within their department whose designated role is data analysis, we don't have that individual here in my Department. I think that's one advantage that Honolulu

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Prosecutors has over us in this kind of process. So that is one area where I think it might be...the money might be wisely spent. But as we progress through this, the group does know that we have that...those existing resources, and we're looking at utilizing in the way to fill the gaps in areas where our current existing resources aren't adequate.

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

CHAIR KAMA: Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. Thank you, Mr. Martin, for your opening. My question was just...you know when you mentioned about seeing who would be eligible, will there be written guidelines on the criteria so that folks don't say, like, oh, I wasn't chosen because I dated the guy's daughter and now he has it in for me, or whatever kind of stuff. You know, like so that it's clear that people know what the criteria are to be eligible for this?

MR. MARTIN: Yes. And we're basically following...you know, the good thing about this program is we don't have to reinvent the wheel, right? So we're looking at, you know, non-violent quality of life type offenses in terms of what the type of offenses that will qualify an individual to become a participant. The other part of that analysis is a safety analysis, right? So that will...that's really where our department comes in in terms of looking at an individual's criminal history, searching our...you know, interdepartmental records to determine whether or not there is safety concerns that need to be considered in deciding whether or not to approve an individual for participation. And if for some reason, you know, obviously we decline to approve an individual for...as a participant, you know, the...again, this is such a collaborative effort that, you know, the process is set up so that we come together, the public defenders and the prosecutors, to discuss that decision and whether or not...you know, if the public defenders disagree with the decisions that we made and the reasons for why we made it and feel passionately that the individual should be a participant, then that's something obviously we'll take into consideration and reconsider that approval process. The last factor, the third prong, is a willingness of the individual to engage in services. So after those three prongs are kind of assessed, they meet a qualifying offense, they pass the relevant background check in terms of looking for any indications of past violence, of violent behavior, and then their willingness to engage in services, they'll be approved as a participant.

COUNCILMEMBER PALTIN: And that criteria will be well publicized among the participants, or would-be participants, so they have an understanding of what the criteria is? I mean, not just amongst the folks that are doing the choosing, but the folks that it's being affected to. It'll be...they'll be made aware?

MR. MARTIN: So I believe the way it works on O'ahu, and the way it makes sense, I would think, to work here as well, because the Public Defender's Office there doing the initial intake, they would be the ones to inform the participants of the criteria. And so that's the stage at where it would occur. Yeah.

COUNCILMEMBER PALTIN: Okay. I just would maybe request that you make it more publicly

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known for everybody, like communicate like, you know, that once the program gets up and running and we see the successes, like, just let folks know these are the criteria that would qualify you to be eligible so folks have an understanding. Like, oh, why can't...why can only some folks do it. And then, I mean, the criteria seems obviously logical, but just to communicate that to the general public as well.

MR. MARTIN: So what O'ahu did--and this is another area where we'll be expending the funds allocated to our Department for this purpose--what O'ahu did was they put together actually a brochure that...included in that brochure was the qualifying criteria. And so as a part of the...you know, the outreach component of this, that's what we plan on doing.

COUNCILMEMBER PALTIN: Oh, great. That's great. Okay, thanks.

CHAIR KAMA: Members, is there anyone that has any questions for Mr. Martin? Okay, I have a couple of questions for you, Andrew. So when you talked about data analysis, were you also thinking about tracking the success stories of the people here on Maui in terms of not only going through the program, but being successful through it, and maybe even after they get out of the program, and following them for some time after that?

MR. MARTIN: You know, I hadn't considered the possibility of following, you know, them for some time after that. I think it's a good idea, you know, I would encourage all of you, if you haven't done so already, to review the Chief Justice's reports on community outreach court that he annually publicizes in connection with the legislation that provides funding for the O'ahu community outreach court. Because the CJ reports some of their success stories in there, and it's just nice to be able to see those successes, and that's something we definitely want to do here. I think if the Public Defenders have the ability and resources to track individuals after they have completed community outreach court to take a look at what the successes are beyond, you know, their completion of their time with the court, I think that's a great idea. Obviously, you know, for recidivism purposes we'll be looking at that and be able to track that obviously, but for in terms of their ability to really find success in life beyond the court system and take advantage of the services provided, I think that's a great idea.

CHAIR KAMA: Thank you. I think we're always interested in success stories because it's a measurement tool, right, of how well we are doing in terms of our people in our community. Thank you. So I don't have any other questions for Mr. Martin. Members, is there any other questions you'd like to ask Mr. Martin? Yes, Ms. Yuki Lei Sugimura.

VICE-CHAIR SUGIMURA: I want to thank you, Andrew Martin, you have always inspired your leadership by, you know, just different things I've seen you do. And I came back from the NACo Conference, and there was a big push nationally. And I was so proud because you were already doing this, but there's a whole bunch of cases through the nation of women's courts, women who were getting raped and their samples were sitting in...I don't know where it was sitting in, but not getting tested by the thousands. And so when I came back and I reached out to you, you said you've been doing it for I don't know how many years already, and you were not one of the statistics that was being

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mentioned at NACo, and I was just horrified. But thank you very much. I'm sure you're, you know, always...and that's...you're caring for the community with compassion, and knowing that the...your job takes you down a path that maybe is not the easiest, but thank you for doing that. I was just totally impressed after hearing all the speeches at NACo, you know, you were above all of that. So thank you. And thanks for doing this community court also.

MR. MARTIN: You're welcome, and thank you for that. I'll just say that on that particular issue, honestly, the entire State of Hawai'i is...really done incredible work there with the help of the Legislature, the Attorney General's Office, and all islands are way ahead of the curve with respect to those sex assault kit initiative.

VICE-CHAIR SUGIMURA: Yeah. Thank you.

CHAIR KAMA: Thank you.

VICE-CHAIR SUGIMURA: Thank you very much.

CHAIR KAMA: Member Johnson.

COUNCILMEMBER JOHNSON: Thank you, Chair. I want to also ditto what Councilmember Sugimura said about how blessed we are to have Mr. Martin. My question is, is for the next item on your agenda, will Mr. Martin be here to speak to it?

CHAIR KAMA: Andrew, are you going to --

MR. MARTIN: Yes --

CHAIR KAMA: -- stay for that?

MR. MARTIN: -- I'm planning on staying if you'll have me.

CHAIR KAMA: Yeah. Oh, absolutely yes.

COUNCILMEMBER JOHNSON: Thank you.

CHAIR KAMA: Thank you. So I have no more questions for Mr. Martin, Members. And if you don't have any, I just want to say thank you to him right now and...for coming and sharing with us. And could you tell us, where do we get the Chief Justice's report from? Where would we go if we wanted to go and look at that report?

MR. MARTIN: It's on the Judiciary's website. I'm happy to find the link to the annual reports and --

CHAIR KAMA: Okay.

MR. MARTIN: -- share it with you folks. Yeah. Absolutely.

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CHAIR KAMA: I'd appreciate that. Thank you. And then if you send it to the Committee, I'm sure they'll send it out to the Members so that we can read some of those success stories too.

MR. MARTIN: Very good.

CHAIR KAMA: Thank you.

MR. MARTIN: I'll get that. You're welcome.

CHAIR KAMA: But thank you for coming and sharing the update. We're really excited about what you've been doing and what you're going to continue to do for the rest of our community. And so hang tight, we're going to go into our next item. But thank you very much for being here.

MR. MARTIN: Thank you.

CHAIR KAMA: So Members, we are now...if there are no objections, the Chair would like to be able to defer this item.

COUNCILMEMBERS: No objections.

### **COUNCILMEMBERS VOICED NO OBJECTIONS**

**ACTION: DEFER pending further discussion.**

CHAIR KAMA: Thank you.

### **ITEM 30: REPEALING THE MINIMUM FINE FOR CERTAIN VIOLATIONS RELATING TO PARKS AND RECREATIONAL FACILITIES (CC 21-78)**

CHAIR KAMA: So HCP-30 is Repealing the Minimum Fine for Certain Violations Relating to Parks and Recreational Facilities. Members, we'll be discussing a proposed bill for an ordinance amending Section 13.04A.270 of the Maui County Code repealing the minimum fine for certain violations relating to parks and recreational facilities. The purpose of the proposed bill is to provide more flexibility in imposing penalties for being in a park between 10:00 p.m. and 6:00 a.m., or when the park is closed. This flexibility may be needed for people experiencing homelessness where monetary fines may be counterproductive in helping people looking to seek permanent shelter and other vital services. And before I continue, Member Johnson, would you like to take a few moments to speak to this item?

COUNCILMEMBER JOHNSON: Sure. Thank you, Chair Kama. Members, I really appreciate your time on this, and I...this is the first bill that I wrote after January, so I'm really

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excited to have it finally come on into the Committee. So basically what this is, this is kind of untying the hands of the Prosecutors. It still doesn't change it, it's still illegal, it's still against the law to stay from 10:00 p.m. to 6:00 a.m. in any of the County parks, but now the County Prosecutors don't have to give you a minimum \$150 fee. Now, before I met...I did a lot of research before, you know, we moved on this, and we met with Mr. Martin. We also met with Kat Brady. Some of you may know her from the Community Alliance on Prisons. And the fact that we...that this was a really interesting point. Like we have a minimum fee as it stands now for \$150 for trespass. Well, if you don't have the money for that \$150, then you get a bench warrant. And then welcome to the prison system, right? You can get wrapped up in getting caught up in it's this whole thing because you didn't have \$150 to pay. Well, guess how much it costs us to put somebody in a jail overnight? It's 200 bucks a night in jail. So it's costing us much more, and it's making the problem worse. It's exasperating the problem. So I went...and I really think that, you know, meeting with Mr. Martin, meeting with Kat Brady, speaking to Parks on all this...and all it is, is just changing the very simple language for going from no more than the \$500 fine, right? So that way, the Prosecuting Office can say, you know what, this person is a tourist and they're taking advantage, so there's your heavy fine. But no, this person who's struggling, who can't afford it, maybe we'll give them community service. Or maybe we'll give them less of a fine, right. We don't want to punish the poor for being poor. That's really the backbone of why I am pushing forward this bill is that, you know, the...we can't come...we shouldn't come down with the heavy hand and put gasoline on the fire, as they say. We already know they're struggling, and we still make...we're not changing the laws per se, as it's still going to be illegal, so we still have protecting, you know, the community in that way. But we don't have to force the hand of the folks who are dishing out the penalty. So that's where I'm coming from. I spoke with a lot of people, and this is really a step forward in helping solve the criminalization of being homeless, okay? So those...that's my two cents, and it's on Granicus if you want to look at it. So thank you for sharing with me this time. Thank you.

CHAIR KAMA: Thank you, Member Johnson, for your two cents. It's going to explode exponentially today. So thank you. So I'm also pleased to welcome Director of the Department of Parks and Recreation, Karla Peters, and the Prosecuting Attorney Andrew Martin, to participate in today's discussion regarding this item. So let's begin with Director Peters for opening comments.

MS. PETERS: Good afternoon, Chair Kama, welcome back. And good afternoon, Committee Members --

CHAIR KAMA: Thank you.

MS. PETERS: -- and Member Johnson. Thank you for having us here today to discuss the proposed bill. In reviewing this legislation, our Department consulted with the Prosecuting Attorney's Office, with the Department of Housing and Human Concerns, and with the Department of Corporation Counsel to recommend amendments which address Member Johnson's concerns, while maintaining operations at our park facilities. Here with me today is our Park Permits Officer Lisa Almeida, who will be

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providing a summary of the language that we have proposed.

MS. ALMEIDA: Hi, good afternoon, Councilmembers and Chair Kama. Looking at the document, the proposal from the Department of Parks and Recreation for 13.042A.270 would be to make a slight adjustment that deviates a little bit from the original proposal to add in a separate section to address that particular portion, which is 13.04A. 070(B)(1), and that will allow us to identify the removal of the minimum for that particular violation, but allow us to maintain the minimum for other types of violations that may occur for prohibitions in the parks. We have other things that could go wrong in the parks, and so we were trying to maintain a minimum for those items while addressing the concerns that Councilmember Johnson brought forward.

CHAIR KAMA: So do we have this in writing, Director Peters?

MS. PETERS: Yes, Chair. We provided it. I believe it's in...it's been uploaded in Granicus. But we can have...Lisa, did you want to include the...in your summary, the changes?

COUNCILMEMBER PALTIN: The second item on Granicus.

CHAIR KAMA: Okay.

MS. ALMEIDA: Oh, yes. I'm sorry that. What was that, Director? I apologize, I missed the question.

MS. PETERS: If we can go over our amendment in item B that was added.

MS. ALMEIDA: Okay, yes. So what we added in item B was we added...I'm sorry, we added an item B, I misspoke. So it says that for anyone who violates Subsection 13.04A. 070(B)(1) shall, upon conviction, be subject to a fine of no more than \$500. But it removes the language addressing a minimum requirement. So it's...now states of no more than \$500. And as a quick reference on what item...what B1 is in the Code currently, it is, except otherwise authorized by permit, licenses, or contract, in accordance with this Code, within the limits of any park or recreational facility, it's unlawful for any person to be present during designated closed hours for that park or recreational facility, or between the hours of 10:00 p.m. and 6:00 a.m. when closed to the public pursuant to 13.04A.040(B)(1).

CHAIR KAMA: So that is the amendment to this bill, correct?

MS. ALMEIDA: Yes.

MS. PETERS: Yes, Chair.

CHAIR KAMA: Okay. Well, thank you for that. So Karla, is that the...your remarks for this section? Okay. Thank you.

MS. PETERS: Yes.

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CHAIR KAMA: Thank you. So Members, any questions for...yes, Mr. Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair. Yes, just for clarification. So it looks like it being inconsistent with item A, and I don't see the entire one...B would also just remove the minimum?

CHAIR KAMA: Director?

MS. PETERS: Chair. Yes, Member Sinenci. That's correct.

COUNCILMEMBER SINENCI: Okay. And I believe Member Johnson's is also to remove the minimum as well, yeah, in A? So you're just following suit and taking out the minimum of \$50 and leaving not more than \$500 fine? Okay. Thank you.

CHAIR KAMA: Thank you, Mr. Sinenci. Yes, Ms. Sugimura.

VICE-CHAIR SUGIMURA: So what did Andrew Martin...does he have any comments on that too? Just wondering.

CHAIR KAMA: Andrew, would you like to comment?

MR. MARTIN: Yeah. Thank you, Chair.

CHAIR KAMA: Yes.

MR. MARTIN: As both Member Johnson and Director Peters mentioned, we've all worked together collaboratively to solve what I think is an important issue and a positive amendment to this particular ordinance, and I want to thank Member Johnson for being at the front of this effort, and Director Peters also for her guidance and input. When we looked at the proposal here, what we really wanted to do is make sure that the amendments that would be made would be most impactful to what needs to be addressed, which is the homeless or houseless individuals that are being subjected to these minimum fines. And so what I requested...because we don't keep stats on these particular citations, it's just too burdensome for us. I made a request to the Judiciary for a two-year backwards look at all citations under this particular subsection...under this section where individuals who identified as homeless or having no local address were cited. And once we kind of looked at those statistics, I think the area or the focus of where we needed to really make amendments to this particular provision became crystal clear. What we did is we asked for stats that covered the period from January 1st, 2019 to December 31st, 2020. And during that two-year period, a total of 170 citations were issued to individuals who identified as being homeless or the violation of Section 13.04A.070(B)(1), which again, is being in the park during that 10:00 p.m. to 6:00 a.m. time period, right? So the importance of that particular number is that all of the other subsections combined didn't even make double digits in terms of the number of citations issued to homeless individuals. In fact, the average number...annual number of citations issued to homeless individuals for all the other



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subsections of this particular provision, it averages just over two citations per year, right?

VICE-CHAIR SUGIMURA: Oh.

MR. MARTIN: And so the importance of that is those other violations, for example, commercial activity, drinking in the park, and other violations, we want to keep the ability to enforce the minimum fines in those areas, right? But the way that we can really alleviate the issue and the way the homeless community is really being affected by these minimum fines is clearly with respect to this subsection B1 of 13.04A.070. And so that is why, you know, our Department fully supports the Administrator's...Administration's suggestions, Director Peters' suggestions with respect to the bill that should be adopted. It not only kind of addresses that important issue by not taking away that minimum fines from areas where the homeless are not being affected and where we want to keep that minimum fine in place, it addresses, I think, the root cause of the particular issue. And then also, just from a statutory language perspective, kind of, I think provides language that is consistent with the HRS and other statutory provisions including, honestly, the purpose of the statute itself, which really is to address the flexibility in the imposition of penalties, which is within the power of the court, right? I'll note that I think one other really important amendment that Director Peters has suggested...proposed, which we are in full support of, is the amendment to 13.04A...I'm sorry, Subsection C of...or new Subsection D of 13.04A.270, which just makes clear that the petty misdemeanor violation would be punishable by up to a fine of up to \$1,000 and/or imprisonment of up to 30 days. The way it reads now, a judge could interpret that as meaning the judge has to impose a fine and jail. And of course, I don't think that's the intent. So all around, we're in support of the...certainly the purpose behind this proposal, and our Department supports fully Director Peters' proposed legislation. And that's the version we would ask the Council or the Committee to support.

CHAIR KAMA: Chair Lee, did you have a question for Mr. Martin?

COUNCILMEMBER LEE: No, I don't. I have a question for Director Peters.

CHAIR KAMA: Okay.

COUNCILMEMBER LEE: Okay. So Director Peters, do your park rangers issue citations, or it's just the police?

MS. PETERS: I'll defer that to Lisa Almeida.

COUNCILMEMBER LEE: Okay.

MS. ALMEIDA: Thank you, Chair Lee. Both. Both the police and the park security officers both issue for this particular section.

COUNCILMEMBER LEE: Okay. So I can see that you would inform, update, and perhaps train the rangers. Who's providing that same type of information and training to the

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police so that they know our intent? Andrew?

MR. MARTIN: I mean, it would come through our Department in cooperation with the Police Department. We would inform them of the amendment, and then what we frequently do is provide what we call recall training to the officers so that they can...we can answer questions for them about the changes, and what your intent is in making the changes to the statute.

COUNCILMEMBER LEE: So how often do you provide training to the police?

MR. MARTIN: Quite often. Right now, we are actually in the process of providing training on the most recent legislative updates.

COUNCILMEMBER LEE: Okay. Thank you. Thank you, Chair.

CHAIR KAMA: You're welcome. Member Paltin, did you have your hand up?

COUNCILMEMBER PALTIN: Yes, Chair.

CHAIR KAMA: Okay.

COUNCILMEMBER PALTIN: Thank you. The first time I'm really looking at 13.04A.070, and I'm really thankful I didn't read this when I was working in the parks because I would have had stress. But my question relates to 13.04A.070(E), and it might be for either Director Peters or Mr. Martin. The folks outside Kanahā, Amala Place, in their cars, that's not considered part of the park area? Or you're saying that there's less than two incidences of people getting ticketed for, like, camping overnight in their car in a park parking lot? Or...I mean, specifically homeless folks. Because E is in relation to motor vehicles. It prohibit or restrict the operation or parking of motor vehicles. So in talking about unsheltered folks, usually a lot of times they shelter in their car, and not so much in the elements. So just clarifying that your records don't show folks getting cited for that and getting charged 150 bucks a lot...or a bunch.

MR. MARTIN: What I can say, Member Paltin, in the statistics I was provided, it doesn't appear, to be fair. I would have to reconfirm with the Judiciary whether or not they included Subsection E in their analysis. I would think they would have, but honestly, I'm not sure since we didn't produce the data ourselves. I don't know that I can speak to that.

COUNCILMEMBER PALTIN: Because I guess my concerns is, you know, like unsheltered folks being in the parks during closed hours or closed times, are they just...are they pitching a tent, or they're, like, under the eave of the restroom and that's why they're being cited? Or are they using their car as their house and they're being cited, is the question. Because if we leave the minimum of not less than \$150...am I looking at the right one? Yeah. So it says penalties, anyone who violates provision of this chapter except Subsections 13.04...oh, so 13.04A.070(E) is included in the exception, so we're good then. Sorry, I misread that with the Ramseyer deal, right? So that's an exception as well, the car thing.

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MS. DESJARDINS: Chair, can I make a quick comment?

CHAIR KAMA: Absolutely, yes. By all means.

MS. DESJARDINS: That section, Member Paltin, is not being amended. The mandatory minimum is only 50 for that, and was only 50, not 150. So for the vehicle section E, it's 50 and not more than 500. Not the 150, like for the other section.

COUNCILMEMBER PALTIN: Okay. So in A of this section, it's accepted from the 150, but in the new B of this section, it's saying that they might be subject to a fine of not less than 50. So it's kind of changing it from now instead of being subject to a minimum fine of 150, they're subject to a fine of \$50; is that correct?

MS. DESJARDINS: So they were never subject to the 150, they were always 50. So the bill proposes to just keep it the way that it's always been since it isn't part of what was intended to be targeted, and wasn't considered an issue. But it hasn't...we're not changing that. That remains the same.

COUNCILMEMBER PALTIN: Okay. And I guess either Ms. Almeida or Director Peters, are you finding that the folks that are being charged with the after-hour trespass, they're not in their cars, they're just sleeping on the ground or something?

MS. ALMEIDA: Councilmember Paltin, thank you. So that particular section you're referring to, we actually most often utilize that section for illegal parking on the grass, which oddly enough, is a very rampant issue. And so that's what that section is for. We only utilize section B1 for being in a park after hours, and we do not differentiate actually, and that's why it was good to allow the courts to make that determination. Because we don't differentiate on whether or not the person has a home address or whether they're in a tent or vehicle, it's just being in a park after hours. So 070E is being used for people who are not parking in properly marked stalls while the park is open.

COUNCILMEMBER PALTIN: Oh, okay. Thanks, that's a good clarification for me to understand. I think that concludes my questions. I don't know. Yeah, that's good. Okay. Thank you.

CHAIR KAMA: You're welcome, Member Paltin. Members, do we have any other question for either Director Peters or Mr. Martin? So I don't see any...I don't see Chair Lee, so I guess she has no questions. Okay. So I guess...

COUNCILMEMBER LEE: Member Kama?

CHAIR KAMA: Yes.

COUNCILMEMBER LEE: Were you calling on me? I'm sorry.

CHAIR KAMA: I didn't see you, so I didn't know if you had any last questions for...

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COUNCILMEMBER LEE: No, I don't. I don't.

CHAIR KAMA: Okay. Okay, just checking. Thank you. So I want to thank both Karla and Mr. Martin for their comments and for answering our questions this afternoon. So without further ado, I'd like to...Members, I'd like to be able to entertain a motion to recommend passage on first reading of the proposed bill entitled "A BILL FOR AN ORDINANCE REPEALING THE MINIMUM FINE FOR CERTAIN VIOLATIONS RELATING TO PARKS AND RECREATIONAL FACILITIES," including any nonsubstantive revisions, and filing of County Communication 21-78.

VICE-CHAIR SUGIMURA: So moved, Chair.

COUNCILMEMBER SINENCI: Second.

CHAIR KAMA: Moved by Member Sugimura, seconded by Member Sinenci. Is the mover Ms. Sugimura, and the seconder is Mr. Sinenci? Thank you. So it's been moved and seconded to pass on first reading, our proposed bill, but I would also like to entertain a motion to substitute the proposed bill attached to County Communication 21-78 with the revised proposed bill transmitted by the Director of Parks and Recreation, entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 13.04A.270 OF THE MAUI COUNTY CODE, RELATING TO REPEALING THE MINIMUM FINE FOR CERTAIN VIOLATIONS RELATING TO PARKS AND RECREATIONAL FACILITIES," incorporating any nonsubstantive changes, including making the bill consistent with the Drafting Guide for County of Maui Legislation. Do I have a motion on the floor?

VICE-CHAIR SUGIMURA: So moved and...that's the amendment right?

COUNCILMEMBER SINENCI: Second.

CHAIR KAMA: Did I see Member Sugimura as the mover and Mr. Sinenci as the seconder? Thank you. Oh, you know what? I need to take the vote. Yes, Mr. Sinenci?

COUNCILMEMBER SINENCI: For discussion, Chair --

CHAIR KAMA: Yeah.

COUNCILMEMBER SINENCI: -- is this...just for clarification, is this...are you substituting out, or is this amending the original motion?

CHAIR KAMA: We're substituting out. The bill that Director Peters had talked to us about earlier, that's the substitution.

COUNCILMEMBER SINENCI: And that includes...also includes Member Johnson's, yeah?

CHAIR KAMA: Absolutely.

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CHAIR KAMA: . . .*(laughing)*. . . Thank you. I'm so proud of you. Thank you so much. So the amendment passes, and now to vote on the main motion. All those in favor of the main motion, please say aye --

COUNCILMEMBER SINENCI: Chair.

CHAIR KAMA: -- and raise your hand. Yes.

VICE-CHAIR SUGIMURA: Aye.

COUNCILMEMBER SINENCI: A discussion?

VICE-CHAIR SUGIMURA: Oh.

CHAIR KAMA: Yes. Go ahead. Go for it.

COUNCILMEMBER SINENCI: Thank you. Oh, real quick. Yeah. Thank you, Chair. Yeah. And mahalo for everybody for chiming in today and lending their expertise. We realize this pandemic has forced many individuals and families into homeless situations, and mahalo to Member Johnson. As he stated, the problem compounds itself when violators cannot pay the high fines, and then warrants for their arrest go out, and then now our most needy are further subject to the inner workings of our court system. So we did have two commissioners of the Healing Solutions on the Homeless, both testified in support today. And I know this is a multi-tiered approach to addressing our homelessness, so...and this will decriminalize the homeless, and also help to alleviate the overcrowding at the judicial system. So speak in support.

CHAIR KAMA: Thank you, Member Sinenci. Well said. Yes, Member Sugimura.

VICE-CHAIR SUGIMURA: Yeah. Thank you. So I also want to congratulate Gabe on this bill, for thinking this forward. And thank you, Chair, for bringing these two items together because they certainly go well together. The update on the community court, and all the work that Andrew Martin and his team are doing because I can see when this comes together, that it'll help these people that really need it by providing the wraparound services, that this bill will bring forward the ability for us to help them. So thank you very much, Gabe Johnson; thank you very much, Karla Peters and Lisa Almeida; thank you very much, Andrew Martin.

CHAIR KAMA: Any other comments? Yes, Member Paltin.

COUNCILMEMBER PALTIN: Thank you, and I also would like to thank Member Johnson and Director Peters for collaborating on this bill. And I just...you know, for the record, I'm usually not one to prefer discretionary authority. I usually try to take that away from folks. But in this place, I'm happy to give it.

CHAIR KAMA: Thank you. Thank you. Any other comments? Because I'd like to call on Member Johnson to say his final comments.

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COUNCILMEMBER JOHNSON: Thank you, Chair. This is...this gets me in the feels, you know, this gets me where we're trying to help folks who need it the most. So I just want to thank you guys for thinking about the little folks, the folks who need the most. You know, when we go down to the parks and we see who the people who are homeless, it's tragic because most of them are Kanaka, most of the people who have roots here are the ones who need it...the help the most. So when this body has a moral compass and it's pointing right, brothers and sisters, so I'm real proud of you. I'm real proud of this body and the way we're doing things. So that's all I say before I get any more choked up. Thank you. Aloha.

CHAIR KAMA: Thank you, Member Johnson. Well, Members. We have come to the end of our meeting. We only had that one legislative action to take, but I want to thank everyone for attending. Thank you, Mr. Martin, for being here, Ms. Peters, thank you for your Staff being here. Thank you to all of you for being active participants, and for helping Mr. Johnson usher his very first --

MS. ABRAHAM: Excuse me.

CHAIR KAMA: -- and not last bill.

MS. ABRAHAM: Member Kama?

CHAIR KAMA: Yes.

MS. ABRAHAM: Member Kama, excuse me, so sorry to interrupt.

CHAIR KAMA: Yes.

MS. ABRAHAM: But we do need a main motion for the final --

CHAIR KAMA: Yes.

MS. ABRAHAM: -- final bill.

CHAIR KAMA: Yes.

MS. ABRAHAM: Sorry about that.

CHAIR KAMA: Yes.

MS. ABRAHAM: Thank you.

CHAIR KAMA: Yeah. Okay. So I just wanted to say thank you to everyone. So all those in favor of the main motion, please raise your hand and say aye.

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## COUNCILMEMBERS VOICED AYE.

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

**NOES:**    **None.**

**ABSTAIN: None.**

**ABSENT: None.**

**EXC.: None.**

**MOTION CARRIED.**

**ACTION: Recommending FIRST READING of revised proposed bill and FILING of communication.**

CHAIR KAMA: Okay. And the motion passes unanimously. And I'd like to just make sure that we at least can record Member Johnson's vote. Thank you for very much. So Members, thank you, everyone, for attending today's meeting. The time now is 2:44 p.m., and today's Human Concerns and Parks Committee meeting is now adjourned. . . . *(gavel)* . . .

**ADJOURN:** 2:44 p.m.

APPROVED:

Lake Park

TASHA KAMA, Chair  
Human Concerns and Parks Committee

# hcp:min:210916:cs

Transcribed by: Crystal Sakai



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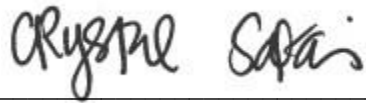
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CERTIFICATION

I, Crystal Sakai, hereby certify that pages 1 through 25 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 22nd day of October 2021, in Wailuku, Hawai'i

A handwritten signature in black ink, appearing to read "Crystal Sakai", is written over a horizontal line.

Crystal Sakai