



# The County of Maui

Council Chamber  
200 South High Street, 8th  
Floor  
Wailuku, Hawaii 96793

## Legislation Details (With Text)

**File #:** IEM-68 CC      **Version:** 2  
16-134

**Type:** County Communication      **Status:** Agenda Ready

**File created:** 6/24/2016      **In control:** 16 Infrastructure and Environmental Management Committee

**On agenda:** 11/28/2016      **Final action:**

**Title:** AUTHORIZING COUNTY TO ENTER INTO A SITE LEASE RELATED TO AN ELECTRICITY GENERATING FACILITY AT WAILUKU-KAHULUI WASTEWATER RECLAMATION FACILITY (IEM-68)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. County Communication 16-134, 2. Correspondence to Environmental Management 09-27-2016, 3. Revised resolution from Corp Counsel 10-10-2016, 4. Correspondence from Environmental Management 10-07-2016, 5. Presentation from Environmental Management 10-19-2016, 6. Correspondence to Environmental Management 10-20-2016, 7. Correspondence from Environmental Management 11-04-2016, 8. Testimony (combined), 9. Letter from Don Couch to Council Chair 12-09-2016, 10. County Communication 16-327, 11. Committee Report 16-205 as amended (FYI), 12. County Clerk informing of Council action 12-21-2016

Date	Ver.	Action By	Action	Result
7/1/2016	1	Council of the County of Maui		

### ..Title

**AUTHORIZING COUNTY TO ENTER INTO A SITE LEASE RELATED TO AN ELECTRICITY GENERATING FACILITY AT WAILUKU-KAHULUI WASTEWATER RECLAMATION FACILITY (IEM-68)**

The Committee is in receipt of the following:

1. County Communication 16-134, from Director of Environmental Management, transmitting a proposed resolution relating to a site lease agreement with SPE, LLC for an electricity generating facility at the Wailuku-Kahului Wastewater Reclamation Facility.
2. Correspondence dated October 10, 2016, from Department of the Corporation Counsel, transmitting a revised proposed resolution entitled "AUTHORIZING SITE LEASE RELATED TO AN ELECTRICITY GENERATING FACILITY AT THE WAILUKU-KAHULUI WASTEWATER RECLAMATION FACILITY." The purpose of the revised proposed resolution is to authorize Anaergia Services, LLC, dba Maui All Natural Alternative, LLC, to install, operate, and maintain a system that produces electricity and dry sludge within a portion of the Kahului-Wailuku Wastewater Reclamation Facility site located at 281 Amala Place, Kahului, Maui, Hawaii, and identified for real property tax purposes as tax map key (2) 3-8-001:188.

The Committee may consider whether to recommend adoption of the revised proposed resolution, with or without revisions. The Committee may also consider recommending County Communication 16-134 be referred to the Council Chair for the term beginning January 2, 2017, pursuant to Rule 23 of the Rules of the Council, filing of County Communication 16-134, and other related action.

With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee; and Section 92-5(a)(8), Hawaii Revised Statutes, to deliberate or make a decision upon a matter that requires the consideration of information that must be kept confidential pursuant to a State or Federal law, or a court order.