

TRANSCRIPTION

Council of the County of Maui on 2020-01-24 9:00 AM - Regular Meeting

[GAVEL] ROLL CALL, MR. CLERK. >> COUNCIL MEMBER SHANE SINENCI. >> ALOHA KAKAHIKA. >> MR. SINENCI, AND TO ALL OF YOU, THE WORD OF THE DAY IS DEW MELA, REMEMBER THAT NOW. ANELA, DUMELA.\r\n\r\nMR. MOLINA. >> ALOHA AND DUMELA TO YOU, MADAM CHAIR. >> COUNCIL MEMBER KELLY KING. >> ALOHA. >> COUNCIL MEMBER RIKI HOKAMA. >> GOOD MORNING.\r\n\r\n>> COUNCIL MEMBER TAMARA PALTIN. >> ALOHA KAKAHIKA AND GUNG HAY FAT CHOY, MADAM CHAIR. >> COUNCIL MEMBER YUKI LEI SUGIMURA. >> PRESIDING OFFICER PRO TEM TASHA KAMA. >> SAL VONA. >> WHAT DOES THAT MEAN? >> I SEE YOU.\r\n\r\n>> I SAW YOU YESTERDAY. REMEMBER? [LAUGHTER]. >> AND I SEE YOU TODAY. [LAUGHTER]. >> VERY GOOD. >> VICE-CHAIR KEANI RAWLINS-FERNANDEZ. >> ALOHA KAKAHIKA, CHAIR AND GUNG HAY FAT CHOY. >> CHAIR ALICE L. LEE.\r\n\r\n>> I'M HERE. >> MADAM CHAIR, THERE ARE NINE MEMBERS PRESENT AND A QUORUM IS PRESENT TO CONDUCT THE BUSINESS OF THE COUNCIL. >> THANK YOU. OKAY. WE HAVE A QUORUM, AND OPENING REMARKS IS ME, WHICH I JOTTED DOWN AND I WAS WORKING ON THIS MORNING AND DIDN'T HAVE A CHANCE TO FINISH. SO I WILL GIVE YOU HALF OF IT. [LAUGHTER]OKAY.\r\n\r\nSO I WANTED TO TALK ABOUT A DIFFERENT WORD. I MENTIONED DUMELA AND IF YOU GO TO SOUTH AFRICA, PEOPLE WILL UNDERSTAND YOU, IF YOU USE THAT WORD. IF YOU ALSO ARE THERE, YOU CAN ALSO -- YOU MAY ALSO HEAR THE WORD UBUNTU. AND IF YOU ARE A FAN OF ACTIVISTS AND WORLD-RENOWNED HUMANITARIAN DESMOND TUTU, HE USED THAT TERM OFTEN. AND WHAT IT MEANS IS -- WHERE I CAN FIND MY NOTES. IT MEANS "I AM, BECAUSE WE ARE." UBUNTU. SO THOSE WHO BELIEVE IN UBUNTU ARE MORE FOCUSED ON WHAT THEY CAN DO TOGETHER, THEN WHAT THEY CAN DO ALONE.\r\n\r\nWHEN ONE SUCCEEDS, IT IS THE SUCCESS OF EVERYONE. BECAUSE EVERYONE HAD A ROLE IN IT. SO WHEN I SPEAK OF THIS WORD HERE, I DON'T JUST MEAN THE COUNCIL MEMBERS. I MEAN EVERYONE, BECAUSE IN ORDER FOR US TO FUNCTION PROPERLY, AND EFFECTIVELY, WE ARE EXTRICABLY DEPENDENT UPON OUR STAFF, OCC, OCS, OUR PERSONAL STAFF, THE COMMUNITY, AND OF COURSE, THE ADMINISTRATION. WE ALL WORK TOGETHER, AND WHEN WE DO, WE SUCCEED. SO THOSE ARE THE WORDS I WANTED TO SHARE WITH YOU TODAY. FOR ALL OF THOSE WHO WOULD LIKE TO JOIN US, STAND FOR THE PLEDGE OF ALLEGIANCE.\r\n\r\nI PLEDGE ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA, AND TO THE REPUBLIC FOR WHICH IT STANDS, ONE NATION UNDER GOD, INDIVISIBLE, WITH LIBERTY AND JUSTICE FOR ALL. BEFORE WE PROCEED WITH TODAY'S AGENDA, MAY I PLEASE REQUEST THAT EVERYONE SILENCE THEIR CELL PHONES, OR OTHER NOISE-MAKING DEVOICES AND DECORUM IN THESE CHAMBERS SHALL BE MAINTAINED AT ALL TIMES. PRESENTATION OF WRITTEN OR ORAL TESTIMONY, MR. CLERK. >> MADAM CHAIR, PROCEEDING WITH THE PRESENTATION OF TESTIMONY ON AGENDA ITEMS WE HAVE ESTABLISHED LIMITED INTERACTIVE COMMUNICATION THAT ENABLES INDIVIDUALS FROM HANA, LANAI AND MOLOKA'I TO PROVIDE TESTIMONY FROM OUR DISTRICT OFFICES. INDIVIDUALS WHO WISH TO OFFER TESTIMONY FROM HANA, LANAI AND MOLOKA'I SHOULD SIGN UP WITH STAFF, AND INDIVIDUALS WHO WISH TO OFFER TESTIMONY IN THE CHAMBERS SIGN UP IN THE DESK LOCATED AT 8TH FLOOR LOBBY OUTSIDE OF THE CHAMBER DOORS. TESTIMONY IS LIMITED TO THE ITEMS ON TODAY'S AGENDA AND WHEN TESTIFYING, PLEASE STATE YOUR NAME, AND THE NAME OF ANY ORGANIZATION YOU REPRESENT.\r\n\r\nALSO PLEASE IDENTIFY TO THE COUNCIL IF YOU ARE A PAID LOBBYIST. CURRENTLY, WE HAVE ONE TESTIFIER SIGNED UP TO TESTIFY IN THE COUNCIL CHAMBER. LYNN BRITTON, TESTIFYING ON COMMITTEE REPORT 20-9. >> LYNN, ARE YOU READY? >> NOT REALLY. >> NOT REALLY? OKAY. WE'LL GIVE YOU 30 SECONDS TO PREPARE.\r\n\r\nLYNN IS A VETERAN. SHE WAS A FORMER COUNCIL MEMBER. WE SERVED TOGETHER ABOUT 500 YEARS AGO. GOOD MORNING, LYNN. >> GOOD MORNING, CHAIR LEE. THANK YOU SO MUCH. THIS MORNING AS WE SPEAK LUCY ANDAYA IS LEADING A HIKE TO THE PETROGLYPHS THIS MORNING.\r\n\r\nI'M LYNN BRITTON, PRESIDENT OF THE VILLAGE ASSOCIATION AND THIS MORNING SHE IS LEADING A HIKE INTO THE PETROGLYPHS AND RECENTLY MADE A PRESENTATION TO OUR MVA MEMBERS, AND EVEN THOUGH I HAVE BEEN AN OWNER IN MAALAEA OVER 35 YEARS, AND KNEW HOW SPECIAL THE AREA WAS, I DIDN'T KNOW

ALL THE HISTORY THAT WAS GOING ALONG WITH THE AREA. IT'S A CULTURAL RESOURCE. AND WE'RE GOING TO BE WORKING WITH HER ON DEVELOPING THE HISTORY AND DOING A BOOK THIS YEAR, PERHAPS. ONE OF THE THINGS THAT I WANTED TO SAY I WANTED TO THANK THE PLANNING AND SUSTAINABLE LAND USE COMMITTEE FOR THEIR DELIBERATIONS. I THINK YOU ENDED UP WITH 16 CONDITIONS. AND SORRY, I'M VERY NERVOUS. I'M USED TO BEING ON THAT SIDE.

WHEN I WAS GETTING READY FOR TODAY, I THOUGHT, WE HAVE 16 CONDITIONS OF WANTING TO MAKE THIS HAPPEN. WE ALL KNOW THE SPENCER'S COMMITMENT TO MAUI, JESSE, DOUG AND MARK, WE KNOW THEIR HEART IS IN THE RIGHT PLACE, BUT THIS IS THE WRONG PLACE. WE HAVE 16 CONDITIONS THAT WOULD MAKE IT VERY DIFFICULT FOR ANY INDIVIDUAL OWNER TO TRY TO MEET THE CONDITIONS THAT IMPOSED IN YOUR -- I THINK YOUR EXHIBIT C IS YOUR LIST OF CONDITIONS. SO THESE ARE 16 CONDITIONS, BUT ACTUALLY THERE ARE 16 REASONS WHY YOU SHOULDN'T BE APPROVING THIS PARCEL. AND I HAD A CHANCE TO LOOK AT THE STUDY YESTERDAY AND THE WRITTEN TESTIMONY YOU HAVE, THERE IS A MAJOR EMPHASIS ON THE FACT THAT THE SOLUTION TO THE SEDIMENTATION AND RUN-OFF ISSUES FROM ABOVE THE SPENCER PARCEL ARE TO KEEP THE WHOLE PARCEL WHOLE, AND NOT TO BREAK IT UP INTO INDIVIDUAL UNITS. I THINK IF YOU HAD A CHANCE TO READ THE PUAKEA STUDY YOU WOULD SEE WHAT THEY ARE RECOMMENDING. SPECIFICALLY ON PAGE 69 HE SAYS THIS LAND IS IDEALLY SITUATED FOR THE IMPLEMENTATION OF A SUITE OF PROJECTS, THAT WOULD BENEFIT THE PUAKEA WATERSHED AND WHEN I WAS RESEARCHING THERE, YOU MAY KNOW ABOUT THE LEGACY LAND PROGRAMS THEY APPROVED OVER \$2 MILLION FOR MAALAEA -- NOT FOR MAALAEA, BUT FOR MAUI PURCHASES AND THE REQUIREMENTS THEY HAD FOR THOSE TWO PARCELS ARE VERY SIMILAR TO THE HISTORY OF MAALAEA.

SO I REALLY ASK YOU TO GIVE THIS THOROUGH CONSIDERATION, WORK WITH THE SPENCERS TO TRY TO PURCHASE AT LEAST PART OF IT? PERHAPS STATE FUND IS AVAILABLE. >> THANK YOU. ANY QUESTIONS? MS. PALTIN.

>> THANK YOU, CHAIR.

THANK YOU MS. BRITTON FOR BEING HERE. I WAS JUST WONDERING IN THE STUDY, DID YOU COME ACROSS THE BOUNDARIES OF WHAT THE WATERSHED WAS, THE PUAKEA PRESENTATION? >> I THINK IN HIS PRESENTATION MICHAEL SAID THERE ARE FOUR DIFFERENT STREAMS THAT COME DOWN. SO THERE ARE THREE MAJOR THOROUGHFARES. IN THE PRESENTATION IT'S PRETTY MUCH THE WHOLE AREA AND THEY DO CAUTION AGAINST PIECING IT INDIVIDUALLY. ONE OF THE CONDITIONS WAS THAT 10% OF THE HOMEOWNER FEES WOULD GO TOWARDS THE WATERSHED, BUT YOU ARE ASKING 22, 21 INDIVIDUAL OWNERS TO BE RESPONSIBLE FOR THE ENTIRE WATERSHED AND THEY MAY BE PIECEMEALING IT INDIVIDUALLY AND IF YOU REALLY WANT TO PROVIDE THE HOUSING, THEY WON'T BE ABLE TO PERPETUALLY COMMIT TO DOING THAT.

SO ANYWAY, I DON'T KNOW IF I'M ANSWERING YOUR QUESTION. >> THANK YOU. >> ANY OTHER QUESTIONS? IF NOT, THANK YOU VERY MUCH. ANY MORE TESTIFIERS? I SEE ONE COMING DOWNED RAMP. >> HI EVERYBODY, ALOHA KAKAHIKA.

MY NAME IS J.C. LAU FROM KULA. COUNTY COMMUNICATIONS 20-50 FOR THE LANDFILL. I KNOW YOU GUYS -- WE NEED SOMEWHERE TO PUT ALL THE RUBBISH, BUT I WOULD RATHER NOT PUT MORE PLASTIC AND TELEVISIONS AND MICROWAVES AND STUFF THAT IS NOT PONO FOR THE 'AINA. MAHALO FOR YOUR TIME. >> THANK YOU. >> SORRY. AND YES, AND PUT THE MONEY TOWARDS THE GASIFICATION DEVICE THAT SHANE WANTS.

THANK YOU. >> WE'LL DO THAT. THANK YOU. OTHER REQUESTS TODAY? >> MADAM CHAIR THERE ARE NO OTHER INDIVIDUALS SIGNED UP TO TESTIFY IN THE COUNCIL CHAMBERS AND DISTRICT OFFICES AND WE HAVE RECEIVED WRITTEN TESTIMONY TODAY. >> ANY OBJECTION TO CLOSING PUBLIC TESTIMONY AND ACCEPTING WRITTEN TESTIMONY? >> NO OBJECTION.

>> VERY GOOD. MR. CLERK. >> MADAM CHAIR PROCEEDING WITH MINUTES YOU HAVE BEFORE YOU FOR APPROVAL THE MINUTES OF REGULAR MEETING OF OCTOBER 18, 2019, SPECIAL MEETING OF OCTOBER 22ND, 2019, AND REGULAR MEETING OF NOVEMBER 8TH, 2019. >> VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. I MOVE TO ACCEPT THE MINUTES AS READ BY THE COUNTY CLERK. >> SECOND.

>> IT'S BEEN MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ AND SECONDED BY MS. SUGIMURA TO APPROVE THE MINUTES, ANY DISCUSSION? DO YOU HAVE DISCUSSION? ? >> YES, MY MOTION WAS TO APPROVE THE MINUTES. MAHALO -- I SAID "ACCEPT." I JUST WANTED TO CONNECT THAT. >> OH, OKAY. SO SHE SAID ACCEPT, BUT IT'S APPROVED; RIGHT?

OKAY. SO WE GOT THAT RIGHT. SO ANY OTHER CORRECTIONS? IF NOT, ALL THOSE IN FAVOR OF THE MOTION SAY AYE? >> AYE. >>

OPPOSED, NAY? MOTION CARRIES.\r\n\r\nMR. CLERK. >> MADAM CHAIR, PROCEEDING WITH COUNTY COMMUNICATIONS YOU HAVE BEFORE YOU COUNTY COMMUNICATION 20-26 FROM THE DIRECTOR OF FINANCE TRANSMITTING 166 CONTRACTS/GRANTS FOR DECEMBER 2019. >> VICE-CHAIR RAWLINS-FERNANDEZ. >> I MOVE TO FILE COUNTY COMMUNICATIONS -- SORRY. CAN I REQUEST THAT THE CLERK ALSO CALL UP COUNTY COMMUNICATIONS 20-27. >> ANY OBJECTIONS? >> NO OBJECTIONS. >> MS.\r\n\r\nKING. >> THANK YOU, CHAIR. I HAD SOME CONTRACTS THAT I WANTED TO PULL OUT OF THE CONTRACTS. >> WHICH ONES? >> C-6027, C-6397 AND G-4 -- >> WHY DON'T WE DO THAT DURING DISCUSSION? >> OKAY. I CAN STILL DO THAT IF YOU LUMP THE ITEMS TOGETHER.\r\n\r\nOKAY. >> OKAY. SO MR. CLERK, YOU CALLED UP 20-26 AND 20-27. >> YOU HAVE BEFORE YOU COUNTY COMMUNICATION 20-27 FROM THE DIRECTOR OF FINANCE TRANSMITTING THE ANNUAL REPORT OF ALL ACQUISITIONS MADE AND CONVEYANCES ACCEPTED FOR CALENDAR-YEAR 2019. >> VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. THIS COMMUNICATION IS INFORMATIONAL AND NO FURTHER ACTION IS REQUIRED BY THE COUNCIL. IF MEMBERS WOULD LIKE TO REQUEST CONTRACTS PULLED OUT, THEY CAN DO SO AT THIS TIME.\r\n\r\nI HAVE TWO. C-6969, AND C-6659-1. >> COULD YOU REPEAT THOSE NUMBERS AGAIN, PLEASE? >> C-6969, AND C-6659-1. >> OKAY. ANY OTHER CONTRACTS? MS. KING? >> YES.\r\n\r\nC-6027-1, WHICH I WOULD LIKE REFERRED TO THE WIT COMMITTEE AND C-6397-2 AND G-4876-1, WHICH WOULD BE UNDER -- SINCE THEY ARE BOTH RELATED TO PARKS UNDER THE H FC COMMITTEE. >> SO THE FIRST TWO WOULD BE UNDER EDB? >> NO, THE FIRST ONE. OH, I'M SORRY YOURS? >> YES, MAHALO. >> AND THE SECOND TO, HFCC. >> I HAD THREE, ONE IS INFRASTRUCTURE ITEM FOR SOUTH MAUI.\r\n\r\n>> OKAY. >> THAT I WOULD LIKE REFERRED TO WIT. >> OKAY. >> ANY OTHERS? MR. HOKAMA. >> THANK YOU, CHAIR.\r\n\r\nTHESE WOULD BE FOR YOUR COMMITTEE ON HEALTHY COMMUNITIES. CONTRACT C-6909, PAGE 1. ON PAGE 2 OF THE CONTRACT C--6934. AND ON PAGE 3 IT WOULD BE CONTRACT C-6975. PAGE 4 WOULD BE CONTRACT 5713-4. PAGE 6 IS CONTRACT C-6407-2. ON PAGE 7 CONTRACT C-6562-2. AND THEN ON THE LAST TWO WOULD BE ON PAGE 8, CHAIR. AND THIS WOULD BE JUST A QUICK REVIEW, CONTRACT C-6924, AND CONTRACT C-6931. THAT WOULD BE ALL. >> THANK YOU. MS. SUGIMURA. >> THANK YOU.\r\n\r\nREFERRALS TO MY COMMITTEE, IF I COULD? C-6961, C-6566-1, C-6701-01. THANK YOU. >> DO WE HAVE ANYTHING TO FILE? [LAUGHTER] OKAY, MR. CLERK, DID YOU GET ALL THOSE CONTRACTS? >> YES, MADAM CHAIR, WE STILL NEED A MOTION AND SECOND FOR ACTION ON THESE TWO COMMUNICATIONS. >> OKAY.\r\n\r\nBUT IF YOU HAVE ALL OF THE INFORMATION, IT DOESN'T HAVE TO BE REPEATED? >> YES. >> IF IT'S MOVED, I WILL SECOND, IF THERE WASN'T A SECOND. >> IT WASN'T CLEAR. >> I MOVE TO FILE COUNTY COMMUNICATIONS -- >> YOU DON'T HAVE TO REPEAT IT, BECAUSE IT'S EVERYBODY'S, YEAH? >> YES. >> FOR THE COMMUNICATIONS.\r\n\r\n>> SO YOU SAID WE NEEDED A SECOND. >> I MOVE TO FILE COUNTY COMMUNICATION 20-26 EXCLUDING ALL OF THE CONTRACTS PULLED BY THE MEMBERS, AND FILE COUNTY COMMUNICATION 20-27. >> SECOND. >> IT'S BEEN MOVED AND SECONDED. MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ, AND SECONDED BY MS. KING TO EXCLUDE THE ITEMS THAT WERE REQUESTED BY ALL THE MEMBERS. AND TO FILE THE REST. ANY DISCUSSION?\r\n\r\nIF NOT, OKAY. ALL IN FAVOR SAY AYE? >> AYE. >> OPPOSED, NAY? MOTION CARRIES. AND NOW WE'RE ON ITEM NO. 3. >> YOU HAVE BEFORE YOU COUNTY COMMUNICATION 20-28 FROM THE MAYOR, RELATING TO LEGISLATIVE PROPOSAL TO THE HAWAII STATE LEGISLATURE ON GENERAL EXCISE AND USE TAX SURCHARGE.\r\n\r\n>> VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR, I MOVE TO FILE COUNTY COMMUNICATION 20-28. >> SECOND. >> MOVED BY MEMBER RAWLINS-FERNANDEZ AND SECONDED BY MEMBER HOKAMA TO FILE COUNTY COMMUNICATION 20-28. DISCUSSION? VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. I JUST WANTED TO QUICKLY MAHALO THE MAYOR, FOR MAKING THIS ONE OF HIS TOP PRIORITIES. AND THIS IS ALSO ONE OF THE COUNCIL'S PRIORITIES AND I HOPE THAT WE CAN ALSO GET ON-BOARD AND MAKING SURE THAT THOSE THAT WOULD BE MOST DISENFRANCHISED BY THE REGRESSIVE NATURE OF THE G.E.T. TAX WILL ALSO ALLOW FOR TAX WAIVER ON THIS.\r\n\r\nMAHALO, CHAIR. >> THANK YOU. FURTHER DISCUSSION? IF NOT, ALL THOSE IN FAVOR OF THE MOTION SAY AYE? >> AYE. >> OPPOSED? NAY?\r\n\r\nMOTION CARRIED. MR. CLERK. >> YOU HAVE BEFORE YOU COUNTY COMMUNICATION 20-29 FROM THE MAYOR, INFORMING OF A VACANCY ON THE LIQUOR CONTROL COMMISSION DUE TO THE RESIGNATION OF ALBERTA DE JETLEY. >> MEMBER MOLINA. >> THANK

YOU VERY MUCH, MADAM CHAIR AND MAY I REQUEST TO HAVE THE COLLECTION ALL OF COUNTY COMMUNICATION 20-30. >> ANY OBJECTIONS? >> NO OBJECTIONS.\r\n\r\n>> MR. CLERK. >> YOU HAVE BEFORE YOU COUNTY COMMUNICATION 20-30 FROM THE MAYOR INFORMING OF A VACANCY ON THE BOARD OF ETHICS DUE TO THE RESIGNATION OF DAVID COURSON. >> MR. MOLINA. >> THANK YOU VERY MUCH, MADAM CHAIR AND MOVE TO FILE COUNTY COMMUNICATIONS 20-29 AND 20-30. >> SECOND. >> IT'S BEEN MOVED BY MEMBER MOLINA AND SECONDED BY SUGIMURA TO FILE COUNTY COMMUNICATIONS 20-29 AND 20-30. DISCUSSION? \r\n\r\n>> YES, THANK YOU VERY MUCH, MADAM CHAIR. THE MAYOR RECEIVED NOTICES OF MS. DE JETLEY'S RESIGNATION AND MR. COURSON AND THANK THEM BOTH FOR THEIR SERVICE TO OUR COUNTY. >> FURTHER DISCUSSION? OKAY. SCRATCH THAT ONE.\r\n\r\nANY OTHER QUESTIONS? IF NOT, ALL IN FAVOR SAY AYE? >> AYE. >> OPPOSED NAY, MOTION CARRIES, MR. CLERK. >> CHAIR? , CAN I MOVE FOR RECONSIDERATION ON MY MOTION TO FILE COUNTY COMMUNICATION 20-28 AND INSTEAD HAVE IT REFERRED TO MY COMMITTEE?\r\n\r\n>> WELL, DO WE HAVE TO GO -- CAN WE JUST DO NO OBJECTIONS. >> CAN I MOVE FOR RECONSIDERATION? >> MOVE FOR RECONSIDERATION ON 20-28 BY VICE-CHAIR RAWLINS-FERNANDEZ, SECONDED BY MEMBER KING. TO RECONSIDER. ANY DISCUSSION ON THAT? YES, MS. RAWLINS-FERNANDEZ.\r\n\r\n>> THAT WAS MY MISTAKE, IT WAS MEANT TO COME TO MY EXPLOIT FOR FURTHER DISCUSSION. >> ANY FURTHER DISCUSSION IN IF NOT ALL THOSE IN FAVOR SAY AYE? >> AYE. >> OPPOSE NAY? >> MOTION CARRIES. MR. CLERK, DOES THAT TAKE CARE OF IT?\r\n\r\nDO WE HAVE TO DO ANYTHING ELSE ON THAT? >> NO, MADAM CHAIR. IF WE CAN JUST GET SOME DIRECTION? I KNOW THAT COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ INDICATED SHE WANTS IT TO GO TOE EDB, BUT TO GET DIRECTION FROM THE COUNCIL, EITHER VIA UNANIMOUS CONSENT. >> ANY OBJECTION FOR THIS TO BE SENT TO EDB. >> NO OBJECTION. >> SO ORDERED NEXT.\r\n\r\n>> YOU HAVE BEFORE YOU COUNTY COMMUNICATION 20-31 FROM THE MAYOR INFORMING OF THE APPOINTMENTS OF SANDY BAZ, ROWENA DAGDAG-ANDAYA, JORDAN HART, DAVID YAMASHITA AND EX-OFFICIO NON-VOTING MEMBERS SCOTT FRETZ, TOM BOTKIN AND JACOB VERKERKE TO THE CONSERVATION PLANNING COMMITTEE. >> MOVED BY MEMBER MOLINA AND SECONDED BY MR. SINENCI TO FILE COUNTY COMMUNICATION 20-31. DISCUSSION? >> YES, THANK YOU VERY MUCH MADAM CHAIR AND IN ACCORDANCE WITH 2.28 IDENTITIES FOUR DEPARTMENT RECOMMENDS JUST EXPLAINED BY THE CLERK WITH TERMS EXPIRING JANUARY 2, 2023 WITH THREE EX-OFFICIO NON-VOTING MEMBERS TO THE COMMITTEE. THESE APPOINTMENTS DO NOT REQUIRE COUNCIL APPROVAL AND WANT TO THANK ALL OF THEM FOR THEIR UPCOMING SERVICE TO THE COMMUNITY ON THIS CONSERVATION PLANNING COMMITTEE. THANK YOU, CHAIR. >> THANK YOU.\r\n\r\nANY FURTHER DISCUSSION? IF NOT, ALL IN FAVOR SAY AYE? >> AYE. >> OPPOSED NAY? MOTION CARRIES. MR. CLERK.\r\n\r\n>> YOU HAVE BEFORE YOU COUNTY COMMUNICATION 20-32, FROM THE PLANNING DIRECTOR TRANSMITTING THE 2019 ANNUAL STATUS REPORT ON THE IMPLEMENTATION OF THE MAUI COUNTY COMMUNITY PLANS. MEMBER PALTIN. >> THANK YOU, CHAIR. MAY I REQUEST THE CLERK TO BRING UP COUNTY COMMUNICATION 20-33, AND 34? >> MR. CLERK. >> YOU HAVE BEFORE YOU COUNTY COMMUNICATION 20-33 FROM THE PLANNING DIRECTOR TRANSMITTING THE 2019 ANNUAL STATUS REPORT ON THE IMPLEMENTATION OF THE COUNTYWIDE POLICY AND MAUI ISLAND PLANS. COUNTY COMMUNICATION 20-34, FROM THE PLANNING DIRECTOR RELATING TO THE STATUS OF ALL ACTIVE CONDITIONAL PERMITS.\r\n\r\n>> MEMBER PALTIN. >> IF THERE IS NO OBJECTION, I WOULD ASK THESE COMMUNICATIONS BE REFERRED TO THE PLANNING AND SUSTAINABLE LAND USE COMMITTEE. >> NO OBJECTION. >> DO WE NEED A MOTION OR JUST GO BY NO OBJECTIONS? >> UNANIMOUS CONSENT IS OKAY. >> SO ORDERED. MR.\r\n\r\nCLERK . YOU HAVE BEFORE YOU COUNTY COMMUNICATION 20-35 FROM DIRECTOR OF FINANCE INFORMING OF THE ACCEPTANCE OF A WARRANTY DEED FOR ROAD WIDENING LOT 4-5,BOTEILHO SUBDIVISION. >> MEMBER SUGIMURA. >> THANK YOU, MADAM CHAIR. IF THERE ARE NO OBJECTIONS, I WOULD LIKE TO ASK THE CLERK TO ALSO CALL UP COUNTY COMMUNICATIONS 20-36 THROUGH 20-38. >> NO OBJECTIONS. >> SO ORDERED. MR. CLERK.\r\n\r\n>> YOU HAVE BEFORE YOU COUNTY COMMUNICATION 20-36 FROM THE DIRECTOR OF FINANCE INFORMING THE ACCEPTANCE OF WARRANTY DEED FOR ROADWAY LOT 12B-B-8 ROAD WIDENING LOT 12B-B-9 PUEO HILLS SUBDIVISION TAX MAP KEY (2)2-3-002:0078. COUNTY COMMUNICATION 20-37 FROM THE DIRECTOR OF WATER SUPPLY TRANSMITTING THE STATE OF

HAWAII COMMISSION ON WATER RESOURCE MANAGEMENT WATER USE REPORTS FOR NOVEMBER 2019 FOR ALL REGISTERED WELL REPORTERS IN THE COUNTY OF MAUI. COUNTY COMMUNICATION 20-38 FROM THE DIRECTOR OF WATER SUPPLY TRANSMITTING THE DEPARTMENT OF WATER SUPPLY'S MONTHLY SOURCE REPORT AND GROUNDWATER USE REPORT FOR MONTH ENDING DECEMBER 2019. >> MEMBER SUGIMURA. >> I MOVE TO FILE COUNTY COMMUNICATIONS 20-35 THROUGH 20-38. MOVED BY MEMBER SUGIMURA AND SECONDED BY VICE-CHAIR RAWLINS-FERNANDEZ TO FILE THOSE 20-35 THROUGH 20-38. DISCUSSION? MS. SUGIMURA. >> THANK YOU, CHAIR. THESE COMMUNICATIONS ARE INFORMATIONAL AND NO FURTHER ACTION IS REQUIRED BY THE COUNCIL.\r\n\r\nTHANK YOU, CHAIR. >> FURTHER DISCUSSION? IF NOT, ALL IN FAVOR OF THE MOTION SAY A? >> AYE. >> OPPOSED, NAY? >> MOTION CARRIES. MR. CLERK.\r\n\r\n>> YOU HAVE BEFORE YOU COUNTY COMMUNICATION 20-39, FROM THE BUDGET DIRECTOR TRANSMITTING A PROPOSED BILL ENTITLED, "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4985, BILL NO. 34 (2019) RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE SALE AND DELIVERY OF SAID BONDS, DEPARTMENT OF MANAGEMENT INFORMATION TECHNOLOGY DATA CENTER IMPROVEMENTS. >> VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR, I MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE REFERRAL AND IN RULES 7G OF THE COUNCIL AS IT PERTAINS TO THE BILL ATTACHED TO COUNTY COMMUNICATION 20-39. >> SECOND. >> MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ AND SECOND BY MEMBER SUGIMURA TO WAIVE THE RULES OF COUNCIL. ANY DISCUSSION? \r\n\r\nMR. HOKAMA. >> WHAT'S THE RUSH? >> DISCUSSION? >> MAHALO, CHAIR. SO THIS WAS FILING THAT WE -- SO WE PASSED THIS ITEM AT THE LAST MEETING AT THE LAST COUNCIL MEETING ON FIRST READING. THIS WAS AN ITEM THAT WE MISSED WITH THE FILING IN THE MOTION.\r\n\r\nSO IT GOES ALONG WITH ANOTHER ITEM THAT WE HAVE ON THE AGENDA. >> OKAY. SO JUST A MATTER OF MISSING THE FILING PART OF IT. >> YES. >> OKAY. DO YOU HAVE FURTHER QUESTIONS, MR. HOKAMA?\r\n\r\n>> I'M JUST TRYING TO RECOLLECT WHAT VICE-CHAIR RAWLINS SHARED. IS THIS IS SOMETHING THAT WE ADDED, BUT DIDN'T INCLUDE THE \$350,000, CHAIR? >> VICE-CHAIR RAWLINS-FERNANDEZ? >> YES. SO I GUESS I CAN READ THAT PART. AT THE COUNCIL'S LAST MEETING WE PASSED ON FIRST READING BILL 5 AND BILL 6, BUDGET AMENDMENT BILLS FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY DATA CENTER IMPROVEMENT PROJECT, HOWEVER THE PROJECT CANNOT EXCEED WITHOUT THE THIRD BILL TO ADD THE PROJECT TO THE FY'2020 GENERAL OBLIGATION BOND AUTHORIZATION ORDINANCE. AND THAT WAS MR.\r\n\r\nVERKERKE TESTIFIED TO GETTING INITIALLY THERE WAS \$200,000 ALLOCATED AND THAT WAS GOING TO BE INSUFFICIENT TO COMPLETE THE PROJECT. AND THE BID CAME IN HIGHER. SO HE REQUESTED \$300,000 AND A BUFFER. >> FURTHER QUESTIONS? >> CHAIR, THANK YOU. I APPRECIATE MY NEIGHBOR MAKING ME RECALL THAT DISCUSSION. I DO RECALL IT, AND YES, I STILL WAS NOT HAPPY THAT DAY AND I'M STILL NOT HAPPY TODAY.\r\n\r\nAT THE APPROPRIATE TIME WE'LL REVIEW THIS LATER AND I WILL SUPPORT THE COMMITTEE CHAIR. THANK YOU. >> THANK YOU. MAHALO CHAIR, MAHALO MEMBER HOKAMA. >> YOU ARE VERY PERSUASIVE. >> THIS IS NOT THE DATE TO FRY SOMEBODY -- >> OKAY. ALL THOSE IN FAVOR SAY AYE?\r\n\r\n>> AYE . OPPOSED NAY? MOTION CARRIES. THANK YOU. MR. CLERK. >> CHAIR? >> OH, I'M SORRY.\r\n\r\nTHAT WAS JUST THE WAIVER. VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. I MOVE TO PASS THE BILL ATTACHED TO COUNTY COMMUNICATION 20-39 ON FIRST READING, AND INCORPORATING ANY NON-SUBSTANTIVE REVISIONS AND FILE COUNTY COMMUNICATION 20-39. >> SECOND. >> MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ. SECONDED BY MEMBER KING TO PASS THE BILL ON FIRST READING. DISCUSSION ANY MORE DISCUSSION? \r\n\r\nWE HAD ENOUGH DISCUSSION? OKAY. ALL IN FAVOR OF THE MOTION SAY AYE? >> AYE. >> OPPOSED NAY? MOTION CARRIES. MR.\r\n\r\nCLERK. . FOR THE RECORD BILL 9, 2020. MADAM CHAIR PROCEEDING WITH COUNTY COMMUNICATIONS FOR REFERRAL, THE FOLLOWING COUNTY COMMUNICATIONS ARE RECOMMENDED FOR REFERRAL TO THE FOLLOWING COMMITTEES AS NOTED: TO YOUR AFFORDABLE HOUSING COMMITTEE, COUNTY COMMUNICATION 20-40 FROM DOMESTIC VIOLENCE VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE HOUSING DIVISION, DEPARTMENT OF HOUSING AND HUMAN CONCERNS. TO YOUR CLIMATE ACTION AND RESILIENCE COMMITTEE, COUNTY COMMUNICATION 20-41 FROM COUNCIL MEMBER PALTIN RELATING TO REFERRAL OF AN ITEM PENDING BEFORE THE

PLANNING AND SUSTAINABLE LAND USE COMMITTEE. TO YOUR ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE, COUNTY COMMUNICATION 20-42 FROM THE DIRECTOR OF FINANCE TRANSMITTING A PROPOSED BILL ENTITLED, "A BILL FOR OF AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO THE INTERGOVERNMENTAL AGREEMENT, ET CETERA. COUNTY COMMUNICATION 20-43 FROM THE COUNTY AUDITOR TRANSMITTING THE DEPARTMENT OF WATER SUPPLY FINANCIAL STATEMENTS AND SUPPLEMENTARY INFORMATION WITH ITCH AUDITOR'S REPORT FOR FISCAL YEARS ENDED JUNE 30, 2019 AND 2018 SUBMITTED BY N&K CPAS, INC.. COUNTY COMMUNICATION 20-44 FROM THE COUNTY AUDITOR TRANSMITTING THE COUNTY OF MAUI COMPREHENSIVE ANNUAL FINANCIAL REPORT CAFR FOR THE FISCAL YEAR ENDED JUNE 30, 2019 SUBMITTED BY N&K CPAS, INC.. COUNTY COMMUNICATION 20-45 FROM THE MAYOR TRANSMITTING A PROPOSED RESOLUTION ENTITLED, "APPROVING COST ITEMS FOR BARGAINING UNIVERSITY 03 INCLUDED EMPLOYEES." COUNTY COMMUNICATION 20-46, FROM THE MAYOR, TRANSMITTING A PROPOSED RESOLUTION ENTITLED, "APPROVING COST ITEMS FOR BARGAINING UNIT 03 EXCLUDED EMPLOYEES." COUNTY COMMUNICATION 20-47, ECONOMIC DEVELOPMENT DIRECTOR TRANSMITTING A PROPOSED RESOLUTION ENTITLED, "AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO REQUEST THE GOVERNOR OF HAWAII TO REDESIGNATE THE ISLAND OF LANA'I AS ENTERPRISE ZONE FOR THE 20 YEARS DUE TO EXPIRATION OF A PRIOR ENTERPRISE ZONE DESIGNATION PURSUANT TO SECTION 3.80.030 MAUI COUNTY CODE." COUNTY COMMUNICATION 20-48 FROM THE BUDGET DIRECTOR TRANSMITTING THE FOLLOWING: 1, A PROPOSED BILL ENTITLED, "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATES REVENUES DEPARTMENT OF PARKS, PARKS PROGRAM, ET CETERA." 2, CERTIFICATION OF ADDITIONAL REVENUES FOR FISCAL YEAR 2020." COUNTY COMMUNICATION 20-49 BUDGET DIRECTOR TRANSMITTING THE FOLLOWING: 1, A PROPOSED BILL ENTITLED, "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT FOR THE LOAN FROM THE STATE OF HAWAII DRINKING WATER TREATMENT REVOLVING LOAN FUND FOR WEST MAUI RELIABLE CAPACITY FISCAL YEAR 2020 BUDGET ORDINANCE." 2, A PROPOSED BILL ENTITLED, "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI IT'S PERTAINS TO ESTIMATED REVENUES DEPARTMENT OF WATER SUPPLY, WEST MAUI COMMUNITY PLAN AREA, WATER SUPPLY, WATER FUND RESTRICTED, WEST MAUI RELIABLE CAPACITY, STATE REVOLVING LOAN FUNDS WEST MAUI RELIABLE CAPACITY, STATE REVOLVING LOAN FUNDS WEST MAUI RELIABLE CAPACITY TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS AND TOTAL APPROPRIATIONS." 3, A PROPOSED BILL ENTITLED, "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE APPENDIX C, CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF WATER SUPPLY WEST MAUI COMMUNITY PLAN AREA." 4, CERTIFICATION OF ADDITIONAL REVENUES FOR FISCAL YEAR 2020. COUNTY COMMUNICATION 20-50 FROM THE BUDGET DIRECTOR. TRANSMITTING A PROPOSED BILL ENTITLED, "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4985, BILL NO.\r\n\r\n34-2019 RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE SALE AND DELIVERY OF SAID BONDS." COUNTY COMMUNICATION 20-51 FROM THE BUDGET DIRECTOR TRANSMITTING A PROPOSED BILL ENTITLED, "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4985, BILL NO. 34-2019 RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE SALE AND DELIVERY OF SAID BONDS." COUNTY COMMUNICATION 20-52 FROM THE BUDGET DIRECTOR TRANSMITTING A PROPOSED BILL ENTITLED, "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4985, BILL NO. 34-2019 RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE SALE AND DELIVERY OF SAID BONDS." COUNTY COMMUNICATION 20-53 FROM THE BUDGET DIRECTOR TRANSMITTING A PROPOSED BILL ENTITLED, "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4985, BILL NO. 34-2019 RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE SALE AND DELIVERY OF SAID BONDS." COUNTY COMMUNICATION 20-54 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ TRANSMITTING A PROPOSED BILL ENTITLED, "A BILL FOR AN ORDINANCE AMENDING THE FY'2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE OFFICE OF COUNTY COUNCIL, COUNCIL SERVICES PROGRAM MOLOKA'I CLIMATE CHANGE AND

SEA LEVEL RISE ADAPTATION AND RESILIENCY MASTER PLAN." COUNTY COMMUNICATION 20-55. COUNTY COMMUNICATION 20-56, COUNTY COMMUNICATION 20-57. COUNTY COMMUNICATION 20-58 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE OFFICE OF ECONOMIC DEVELOPMENT.\r\n\r\nCOUNTY COMMUNICATION 20-59, FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM. COUNTY COMMUNICATION 20-60 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW TO THE OFFICE OF COUNTY AUDITOR. COUNTY COMMUNICATION 20-61 FROM COUNCIL MEMBER SUGIMURA RELATING TO ABANDONED VEHICLES AND TIRES. COUNTY COMMUNICATION 20-62 FROM PRESIDING OFFICER PRO TEM KAMA RELATING TO PROTECTION OF HISTORIC PROPERTIES INCLUDING MANAGING DEVELOPMENT AREAS IWI KUPUNA. COUNTY COMMUNICATION 20-63 FROM PRESIDING OFFICER PRO TEM KAMA RELATING TO ENVIRONMENTAL CULTURAL AND SOCIAL IMPACTS OF ACTIVITIES FROM IMPERIUM COMPANIES AND AFFILIATES IN EAST MAUI. COUNTY COMMUNICATION 20-64 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE ENVIRONMENTAL PROTECTION AND SUSTAINABILITY DIVISION, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT. COUNTY COMMUNICATION 20-65 FROM COUNCIL MEMBER SINENCI RELATING TO THE REPORT ENTITLED, "BOARD OF WATER SUPPLY TEMPORARY INVESTIGATIVE GROUP." COUNTY COMMUNICATION 20-66, FROM COUNCIL MEMBER SINENCI, RELATING TO THE KULA AGRICULTURAL PARK OVERVIEW AND EXPANSION PLANS.\r\n\r\nTO YOUR GOVERNANCE, ETHICS, AND TRANSPARENCY COMMITTEE, COUNTY COMMUNICATION 20-67 FROM COUNCIL MEMBER KINGS, RELATING TO THE JANUARY 2020 SEX TRAFFICKING IN HAWAII PART III SEX TRAFFICKING EXPENSES ACROSS HAWAII, MAUI REPORT. COUNTY COMMUNICATION 20-68 FROM COUNCIL MEMBER SUGIMURA TRANSMITTING A PROPOSED RESOLUTION ENTITLED, RESTORATION OF THE MAUI COUNTY SEAL TAPESTRY IN THE COUNCIL CHAMBER." COUNTY COMMUNICATION 20-69 COUNCIL MEMBER MOLINA TRANSMITTING A PROPOSED BILL ENTITLED "BILL FOR AN ORDINANCE AMENDING SECTION 2.82.040 MAUI COUNTY CODE RELATING TO CONSERVATION PLANNING COMMITTEE. COUNTY COMMUNICATION 20-70 COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ. COUNTY COMMUNICATION 20-72 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW. COUNTY COMMUNICATION 20-74 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE DEPARTMENT OF POLICE. COUNTY COMMUNICATION 20-675 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE DEPARTMENT OF LIQUOR CONTROL. COUNTY COMMUNICATION 20-76 FROM COUNCIL VICE-CHAIRPERSON RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE MAUI COUNTY EMERGENCY MANAGEMENT AGENCY.\r\n\r\nCOUNTY COMMUNICATION 20-77 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE OFFICE OF COUNTY CLERK. COUNTY COMMUNICATION 20-78 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGET REVIEW OF THE OFFICE OF COUNCIL SERVICES. COUNTY COMMUNICATION 20-81 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE DEPARTMENT OF PARKS AND RECREATION. COUNTY COMMUNICATION 20-82 COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW TO THE DEPARTMENT OF HOUSING AND HUMAN ENTITLED, "ADOPTING THE LANA'I CITY/COUNTRY TOWN BUSINESS GUIDELINES AND STANDARDS AND THE NEW PROPOSED DESIGN GUIDELINES AND STANDARDS." COUNTY COMMUNICATION 20-84 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE DEPARTMENT OF PLANNING. TO WATER AND INFRASTRUCTURE COMMITTEE COUNTY COMMUNICATION 20-85 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE DEPARTMENT OF PUBLIC WORKS. COUNTY COMMUNICATION 20-86 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE DEPARTMENT OF WATER SUPPLY. COUNTY COMMUNICATION 20-87 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE DEPARTMENT OF

TRANSPORTATION.\r\n\r\nCOUNTY COMMUNICATION 20-88 FROM COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ RELATING TO OPERATIONAL AND BUDGETARY REVIEW OF THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT EXCLUDING THE ENVIRONMENTAL PROTECTION AND SUSTAINABILITY DIVISION. >> WOW. >> MR. CLERK, I SEEM TO HAVE MISSED A COUPLE OF YOUR COUNTY COMMUNICATIONS. COULD YOU REPEAT WHAT YOU JUST SAID? [LAUGHTER] THIS IS HIS LAST DAY AS OUR COUNTY CLERK AND WE'RE GOING TO MISS YOU VERY, VERY MUCH. YOU AND MAGGIE.\r\n\r\n[APPLAUSE] YOU HAVE DONE A STELLAR JOB AND WE THANK YOU SO MUCH. ARE THERE ANY QUESTIONS? >> CHAIR? >> YES, MEMBER KING. >> YES, I WOULD LIKE TO FIRST OF ALL THANK MEMBER RAWLINS-FERNANDEZ, VICE-CHAIR RAWLINS-FERNANDEZ FOR ALL OF THESE REVIEWS. WE TALK ABOUT THEM EVERY YEAR, BUT ACTUALLY PUTTING THEM INTO THE AGENDA, I THINK, REALLY HITS HOME HOW IMPORTANT THEY ARE. I HAVE TWO ITEMS THAT I WOULD LIKE TO GET -- JUST KIND OF MOVE TO A DIFFERENT COMMITTEE.\r\n\r\nTHE INTENTION OF COUNTY COMMUNICATION 20-67 WAS TO THE HEALTHY FAMILIES COMMITTEE, A RELEVANT ISSUE WHAT THEY DEAL WITH AND I ALREADY TALKED TO MR. HOKAMA ABOUT IT. >> SO WHAT IS YOUR REQUEST? >> REFERRING TO HEALTHY -- THE HFC. >> DID YOU SPEAK TO MR. MOLINA. >> I DID, BUT HE HAS A RATHER FULL AGENDA AND I'M TRYING TO HELP HIM OUT.\r\n\r\nAND 20-76 RELATING TO THE MAUI COUNTY EMERGENCY MANAGEMENT AGENCY AND WE ALREADY HAVE THEM SCHEDULED FOR THE NEXT MEETING FOR THEIR HAZARD MITIGATION REVIEW. >> ANY OBJECTIONS TO THOSE REQUESTS? >> NO OBJECTIONS. >> ANY MORE? MR. MOLINA. >> THANK YOU.\r\n\r\nI WANT TO THANK COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ FOR BEING SO GENEROUS. THANK YOU. I DON'T KNOW IF IT WAS MENTIONED FROM THE CLERK, ALSO MY UNDERSTANDING I WOULD LIKE TO OFFER VICE-CHAIR RAWLINS-FERNANDEZ COUNTY COMMUNICATIONS 27-0, AND 27-7, 8 AND 9. >> I TO BE HAPPY TO. >> DID THE CLERK GET THOSE NUMBERS? ANY OTHER CHANGES? MEMBER SUGIMURA? >> THANK YOU.\r\n\r\nI WOULD LIKE TO ECHO OUR MEMBERS' APPRECIATION TO KEANI RAWLINS-FERNANDEZ. >> WAIT, WAIT, NOW YOU FOLKS BETTER SHOW AND THE MEETING, OKAY? DON'T JUST GIVE HER ALL THIS -- ADD TO HER AGENDA AND NO QUORUM. OKAY? >> COUNTY COMMUNICATION 20-68 I WOULD LIKE TO WAIVE COMMITTEE REFERRAL AND DISCUSS. >> 20-68. >> 20-68 >> OKAY. I GUESS WE NEED A MOTION TO WAIVE THE COMMITTEE RULES.\r\n\r\n>> I THOUGHT MAYBE THE CLERK HAD TO READ THE ITEM FIRST? THIS ITEM IS TRANSMITTING A PROPOSED RESOLUTION ENTITLED, "RESTORATION OF MAUI COUNTY SEAL TAPESTRY IN THE COUNCIL CHAMBERS." MEMBER SUGIMURA, I THINK WE HAVE TO VOTE ON WAIVING -- YOU WANT ACTION TODAY? >> I'M GETTING THERE. I MOVE TO WAIVE THE RULES OF THE COUNCIL WITH RESPECT TO THE RESOLUTION. APPROVAL OF MY MOTION BY TWO-THIRDS VOTE OF THE ENTIRE MEMBERSHIP OF THE COUNCIL WILL ENABLE THE COUNCIL TO CONSIDER THE PROPOSED RESOLUTION TODAY. >> SECOND. >> THANK YOU.\r\n\r\n>> MOVED BY MEMBER SUGIMURA AND SECONDED BY MEMBER KAMA TO WAIVE THE RULES OF THE COUNCIL IN ORDER FOR US TO DEAL WITH THIS MATTER ON THE FLOOR. I THINK IT'S A LARGER DISCUSSION. >> THEY HAVE GOTTEN APPROVAL FROM THEN CHAIR KING 'S OFFICE FOR THE CLEANING OF THE TAPESTRY AND THE PERSON ABLE TO DO THE CLEANING OF THE TAPESTRY WAS SCHEDULED TO COME SOMETIME LAST WEEK OR THIS WEEK? I'M NOT SURE, MAYBE CLERK'S OFFICE CAN CONFIRM? I WAS IN COMMUNICATION WITH THE BISHOP MUSEUM, JUST TO FIND OUT HOW TO GET THE TAPESTRY CLEANED >> LET'S GO BACK TO WHETHER WE'RE GOING TO WAIVE THE RULE? >> OKAY, WE CAN TALK ABOUT IT FURTHER. >> ANYBODY ELSE HAVE ANY OBJECTIONS TO THIS MATTER COMING ON THE FLOOR TODAY?\r\n\r\nCOUNCIL MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. IT SOUNDS LIKE THERE'S MORE TO THIS MATTER THAT PERHAPS SHOULD BE DISCUSSED IN COMMITTEE. SO I WILL BE VOTING FOR IT TO GO TO THE COMMITTEE. >> ANYBODY ELSE? YOU WANT US TO TAKE A VOTE? >> WE CAN TAKE A VOTE.\r\n\r\nI THINK MY RESOLUTION SPEAKS TO -- >> ALL THOSE IN FAVOR OF WAIVING THE RULE SAY AYE? >> AYE. >> OPPOSED, NAY? >> NAY. >> NAY. >> NAY? ROLL CALL, MR.\r\n\r\nCLERK. >> COUNCIL MEMBER SHANE SINENCI. >> NAY. >> COUNCIL MEMBER MIKE MOLINA. >> AYE. >> COUNCIL MEMBER KELLY T. KING? >> NAY.\r\n\r\n>> COUNCIL MEMBER HOKAMA. >> COUNCIL MEMBER PALTIN NAY. >> COUNCIL MEMBER YUKI LEI SUGIMURA. >> AYE. >> PRESIDING OFFICER PRO TEM KAMA? >> YES. >> VICE-CHAIR RAWLINS-FERNANDEZ?\r\n\r\n>> NO. >> CHAIR ALICE LEE? >> AYE. >> 5 NOS, 4 AYES AND MOTION FAILS. >> WE'LL REFER THIS MATTER THEN. >> COULD THIS GO TO HEALTHY

FAMILIES TO DISCUSS, SINCE SOME OF THE OTHERWISE COMMITTEES ARE PRETTY BOOKED? >> ANY OBJECTIONS TO THIS MATTER BEING REFERRED TO HEALTHY FAMILIES? \r\n\r\nMS. PALTIN? >> I JUST THINK THAT IT'S AN ISSUE ABOUT MORE THAN THE TAPESTRY, AND SO ALL NINE OF US SHOULD BE INVOLVED IN THE DISCUSSION FOR, YOU KNOW, FOR THE THINGS THAT AFFECT ALL NINE OF US. AND HEALTHY FAMILIES/COMMUNITIES IS A SEVEN-MEMBER COMMITTEE. >> OKAY. WHICH COMMITTEE ARE YOU SUGGESTING? >> THE ONE ON THE PAPER, G.E.T.. >> G.E.T. YOU WANT IT? \r\n\r\n>> MADAM CHAIR, I'M OPEN TO EITHER. >> OKAY. ALL RIGHT. >> WHATEVER THE BODY DECIDES. >> ALL RIGHT. MR. HOKAMA? \r\n\r\n>> I GUESS I'M THE CATCH-COMMITTEE. I CATCH EVERYTHING? SO IF THE MEMBERS WANT THAT, THAT IS FINE, BECAUSE I CAN POST QUICKLY. AND I APPRECIATE MY COLLEAGUE FROM WEST MAUI'S CONCERN IT'S ONLY A 7-MEMBER COMMITTEE. BUT PLANNING IS THE LIFE BLOOD OF THIS COUNTY. WE CHOOSE TO ONLY GO WITH SEVEN MEMBERS. OKAY? \r\n\r\nPLANNING. >> MS. PALTIN. >> OH, I'M NOT SUGGESTING IT GO TO PLANNING. [LAUGHTER] IT'S A 7-MEMBER COMMITTEE. >> SHE IS SUGGESTING G.E.T.. >> CHAIR? >> CHAIR? \r\n\r\n>> MS. SUGIMURA AND THEN MS. KING. >> SO EVERYONE IS WELCOME TO ATTEND ANY COMMITTEE; RIGHT? IT'S NOT EXCLUSIVE. AND DISCUSSION CAN HAPPEN. I APPRECIATE MEMBER HOKAMA BEING OPEN TO THIS, BECAUSE I THINK IT'S SOMETHING THAT DESERVES SOME DISCUSSION SOON. \r\n\r\n>> OKAY. MEMBERS, I KNOW THIS IS AN IMPORTANT ISSUE, BUT WE HAVE OTHER IMPORTANT ISSUES TO DEAL WITH. SO UNLESS YOU HAVE SOMETHING REALLY URGENT TO SAY, I'M GOING TO REFER THIS TO THE G.E.T. >> NO OBJECTION. >> MEMBER KAMA, DO YOU HAVE SOMETHING TO SAY? >> YES, I DO. I THINK THAT I WAS JUST GOING TO ECHO WHAT MS. SUGIMURA SAID; THAT WE DO HAVE COMMITTEES AND THEN WE HAVE COUNCIL. \r\n\r\nAND THE PURPOSE OF THE NUMBERS IN THE COMMITTEE WAS IF YOU WANTED TO SIT ON THE COMMITTEE, YOU COULD SIT ON THE COMMITTEE. BUT YOU HAD TO KNOW THAT UPFRONT. YOU CAN STILL ATTEND THE COMMITTEE MEETINGS AND I WOULD LIKE TO SEE IT COME TO A COMMITTEE THAT CAN ADDRESS IT SOONER THAN LATER AND WE'RE MOVING INTO BUDGET. >> LET'S ASK MR. MOLINA. >> THANK YOU, MADAM CHAIR. I'M OPEN TO -- YOU KNOW G.E.T., WE'RE GOING TO BE INUNDATED WITH THE MASS VACANCIES FOR BOARDS AND COMMISSIONS THAT IS COMING UP AND CHARTER. \r\n\r\nAND NOT TO PASS OFF ANY WORK, BUT IF ANYBODY WANTS THIS MATTER? LIKE MR. HOKAMA WOULD LIKE TO TAKE IT INTO HIS COMMITTEE? I HAVE NO OBJECTIONS. >> ANY OBJECTIONS TO REFERRING THIS MATTER TO MR. HOKAMA'S COMMITTEE? >> NO. \r\n\r\n>> MS. PALTIN. >> I WOULD JUST VOTE AGAINST IT. >> ONE OBJECTION. ANY MORE OBJECTIONS? >> CHAIR? >> YES. \r\n\r\n>> I JUST WANTED TO CORRECT THE RECORD THAT I DID NOT APPROVE THIS EXPENSE AS CHAIR. I LOOKED INTO IT, BUT WE DIDN'T SIGN OFF ON IT, BECAUSE OF THAT COUNCIL RULE THAT CHANGED THAT SAID THAT ANYTHING WITH AN EXPENSE HAD TO COME BEFORE THE CHAIR'S MEETING. SO IT WAS NOT SIGNED OFF ON AND TO MY KNOWLEDGE, THERE WAS NO -- I DIDN'T MAKE ANY APPOINTMENTS FOR ANYONE TO COME OVER. >> BUT WE'RE IN THE TALKING ABOUT THE SUBSTANCE RIGHT NOW. >> I JUST WANTED TO CORRECT THE RECORD, BECAUSE THAT WAS SAID AND IT WASN'T PART OF MINE. >> MS. PALTIN. \r\n\r\n>> CHAIR, I WAS WONDERING IF MAYBE AT YOUR CHAIR'S MEETING BEING A NINE-MEMBER MEETING, IT COULD BE ADDRESSED? >> IT IS ACTUALLY ON OUR AGENDA, BUT I WOULD THINK THIS MATTER IS SIGNIFICANT ENOUGH THAT IT WOULD PROBABLY REQUIRE A COMMITTEE DISCUSSION. THE CHAIR'S MEETINGS ARE PRIMARILY FOR ROUTINE OPERATIONAL MATTERS. YOU KNOW, NOT SOMETHING AS SIGNIFICANT AS SOMETHING HISTORICAL, HAVING TO DO WITH THE DECOR OF THE CHAMBERS, ET CETERA. SO THAT REASON WHY THAT I WOULD SUGGEST THAT IT REALLY DESERVES A COMMITTEE DISCUSSION. >> WE'RE GOING TO DISCUSS IT IN THE CHAIR'S MEETING? >> PROBABLY MAINLY BECAUSE OF THE COST, YOU KNOW? \r\n\r\nYOU KNOW, WE ALL DECIDED PREVIOUSLY THAT THE COUNCIL MEMBERS NEED TO APPROVE EXPENSES ASSOCIATED WITH ANY COUNCIL EXPENSES. THAT DOESN'T MEAN THAT WE'RE GOING TO BE DECIDING WHETHER OR NOT TO HAVE SOMETHING CONSTRUCTED IN THE CHAMBER TODAY. THAT IS THE CHAIR'S MEETING NOT THE COUNCIL'S MEETING. WE'RE HAVING A CHAIR'S MEETING AFTER THE COUNCIL MEETING TODAY. YES, VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. MY STAFF WILL PROBABLY HIT ME FOR SAYING THIS, BUT I CAN BE OPEN TO TAKING THIS ITEM, SINCE IT'S A NINE-MEMBER COMMITTEE AND IT INVOLVES FINANCES. \r\n\r\nAND I CAN EXPEDITE IT. >> UNTIL WHEN? >> ANY OBJECTIONS WITH THAT? >> NO

OBJECTIONS. >> MR. MOLINA. >> NO OBJECTIONS EITHER WAY.\r\n\r\nI JUST WANTED TO STATE WHOEVER TAKES IF THEY COULD TAKE IT UP ASAP, SO WE CAN DEAL WITH IT AND MOVE FORWARD? SO WHETHER IT GO TO BUDGET OR MR. HOKAMA'S COMMITTEE NEXT MONTH, AT EITHER ONE OF THEIR REGULARLY SCHEDULED COMMITTEE MEETINGS WOULD BE PREFERABLE, IF POSSIBLE? THANK YOU. . VICE-CHAIR RAWLINS-FERNANDEZ IS SMILING BECAUSE HER STAFF -- IS PROBABLY TEXTING HER RIGHT NOW. ANY OTHER COMMENTS? ANY OBJECTIONS TO REFERRING THIS TO MATTER TO THE EDB COMMITTEE?\r\n\r\n>> NO OBJECTIONS. >> SO ORDERED. NOW THAT WE LOST OUR PLACE, MR. CLERK, ANY OTHER QUESTIONS/COMMENTS? MR. SINENCI. >> THANK YOU, CHAIR.\r\n\r\nI JUST WANTED TO ASK CONSIDERATION OF THE CHAIR OF THE HANDOUT OF THE AWOS REPORT THAT WAS DISTRIBUTED BY THE STAFF. SO THAT THIS REPORT IS PART OF THE COUNTY COMMUNICATION 20-65. >> OKAY. ANY OBJECTION TO ACCEPTING THE HANDOUT TO COUNTY COMMUNICATION 20-65. >> 20-65. >> NO OBJECTIONS. SO ORDERED. >> THANK YOU. >> NEXT MR. CLERK.\r\n\r\n>> CHAIR? >> ARE YOU CALLING -- OKAY. VICE-CHAIR RAWLINS-FERNANDEZ, DID YOU CHANGE YOUR MIND? >> NO, NO. I HAVEN'T BEEN THREATENED OR ANYTHING-- ALTHOUGH, WE HAVE A LOAD -- A LOT GOING ON. I'D BE HAPPY TO HELP THE COUNCIL OUT. >> THANK YOU.\r\n\r\n>> I'D ACTUALLY LIKE TO TAKE ACTION ON COUNTY COMMUNICATION 20-48. I MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE REFERRAL AND REPORT STATED IN RULE 7G ON THE RULES OF THE COUNCIL AS IT PERTAINS TO THE BILL ATTACHED TO COUNTY COMMUNICATION 20-48 THIS HAS DO WITH AMENDING THE PROVISO. OH, SORRY. THIS IS THE WAIEHU GOLF COURSE. >> ALL RIGHT, YOU JUST MOVED TO WAIVE THE RULES. MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ AND SECONDED BY MEMBER KING. ANY DISCUSSION? MS.\r\n\r\nSUGIMURA. >> I GUESS I WILL WAIT TO HEAR -- >> WE'RE JUST DOING THE RULE NOW. DO YOU HAVE ANY DISCUSSION ON THE RULE? >> JUST THAT IT REQUIRES SIX VOTES. >> OKAY. ANY OBJECTION? MS.\r\n\r\nSUGIMURA. >> I WOULD LIKE TO KNOW WHY YOU WANT TO TAKE IT UP TODAY AND NOT SEND IT TO COMMITTEE? JUST CURIOUS. >> OKAY. SO IT'S A HOUSEKEEPING ITEM. SO WE DISSOLVED THE GOLF COURSE SPECIAL FUND, AND TRANSFERRED -- ORDINANCE 4952 EFFECTIVE JULY 1, 2019 DISSOLVES THE GOLF COURSE SPECIAL FUND AND TRANSFERRED ALL ENCUMBRANCES AND ANY BALANCE REMAINING IN THE FUND TO THE GENERAL FUND AND THIS BILL WILL RECOGNIZE THAT TRANSFER IN FY'2020 BUDGET. AND BUDGET DIRECTOR YOSHIMURA IS IN THE GALLERY, IF YOU HAVE QUESTIONS.\r\n\r\nBASICALLY IT WAS ZEROED OUT IN THE LAST BUDGET, AND THERE WERE ANY OUTSTANDING BALANCES FROM US DISSOLVING THE FUND CAME IN THIS YEAR SO WE'RE JUST HANDLING THAT. IT DOESN'T CHANGE THE BUDGET IN ANY WAY AND JUST RECOGNIZES THE FUND GOING INTO GENERAL FUND. THE REASON I WANT TO TAKE ACTION ON IT TODAY, IT'S A MATTER OF HOUSEKEEPING AND I CAN KIND OF CLEAR MY MASTER AGENDA, SO I CAN TAKE UP ITEMS LIKE YOURS. >> COOL. >> MS. KAMA. >> YES.\r\n\r\nTO EDB, THIS IS THE WAY TO DISPOSE OF THIS PARTICULAR FUND BY TAKING IT UP TODAY? >> CHAIR? WE ALREADY DISSOLVED THE FUND. >> RIGHT. >> THIS IS THE LAST HOUSEKEEPING ITEM TO TRANSFER THE REMAINING BALANCES. >> OKAY. >> THAT OCCURRED IN THIS FISCAL YEAR FROM DISSOLVING IT IN THE LAST FISCAL YEAR.\r\n\r\n>> I VOTE TO WAIVE. >> MS. YOSHIMURA, YOU WANT TO ADD ANYTHING TO THAT? NO? OKAY. MR. HOKAMA.\r\n\r\n>> SO I EXPECT THE NEW BUDGET NEXT MONTH AND WHY ISN'T THIS CARRY OVER FOR LAST YEAR'S BUDGET RATHER THAN THIS YEAR'S BUDGET? >> WHY DON'T WE VOTE ON THE RULE WAIVER AND DISCUSS THIS REAL QUICKLY. COME, MICHELE. ALL IN FAVOR OF WAIVING THE RULE SAY AYE? >> AYE. >> OPPOSED NAY? >> MOTION CARRIES.\r\n\r\nNOW WE CAN DISCUSS THE ISSUE. AND WE HAVE THE BUDGET DIRECTOR, MICHELE YOSHIMURA HERE. GOOD MORNING, MICHELE, WOULD YOU LIKE TO ENLIGHTEN US ON THE SUBJECT? >> GOOD MORNING, CHAIR. SO THE FUND, OR ORDINANCE 4952 TAKES EFFECT ON JULY 1, 2019. THERE WERE OUTSTANDING PURCHASE ORDERS AND CONTRACTS THAT STILL EXIST BEYOND THE JUNE 30TH END OF FISCAL YEAR 2019. SO IN ORDER TO CARRY THOSE CONTRACTS OVER, WE NEEDED TO RECOGNIZE THE CARRYOVER SAVINGS FROM THE ENCUMBRANCES AS CARRY OVER SAVINGS AND THEN APPROPRIATE IT INTO THE FISCAL YEAR 2020 BUDGET. >> SO THAT IS ENCUMBERED MONEY? >> IT'S ALL ENCUMBERED MONEY.\r\n\r\nSO RATHER THAN CANCELING THE CONTRACTS, AND THEN REENTERING INTO A CONTRACT IN ORDER TO CARRY IT OVER, WE'RE JUST RECOGNIZING IT AS CARRYOVER SAVINGS AND THEN APPROPRIATING IT IN PARKS SO WE DON'T EXCEED THE APPROPRIATIONS IN THE PARKS

DEPARTMENT. >> ANY QUESTIONS? >> SO WE HAVE GOT THE CARRY OVER COMPONENT IN THE REV SIDE, BUT THE EXPENSE SIDE? >> SO WHAT WE DID WAS TAKE A LOOK AT ALL THE OUTSTANDING PURCHASE ORDERS AND CONTRACTS, TOTALED THAT UP. AND THEN APPROPRIATED APPROPRIATELY FOR I THINK IT WAS OPERATIONS AND EQUIPMENT. AND RECOGNIZED THAT IN THE PARKS DEPARTMENT. SO IN REVENUES, WE HAD AN INCREASE IN CARRYOVER SAVINGS, AND THEN WE HAD AN INCREASE IN OPERATIONS AND EQUIPMENT.\r\n\r\nTO OFFSET. >> I GOT IT. THANK YOU. >> ANY FURTHER QUESTIONS? SO I BELIEVE WE NEED A MOTION FROM YOU, VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. I MOVE TO -- DID WE TAKE -- YES.\r\n\r\nI MOVE TO PASS THE BILL ATTACHED TO COUNTY COMMUNICATION 20-48 OFTEN FIRST READING AND INCORPORATING NON-SUBSTANTIVE REVISIONS AND FILE COUNTY COMMUNICATION 20-48. >> SECOND. >> IT'S BEEN MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ. SECONDED BY MEMBER KAMA, WAS IT KAMA? OKAY. TO APPROVE COUNTY COMMUNICATION CC-20-48. ALL THOSE IN FAVOR -- ANY DISCUSSION? ANY FURTHER DISCUSSION? ALL THOSE IN FAVOR, SAY AYE?\r\n\r\n>> AYE. >> OPPOSED, NAY? MOTION CARRIES. THANK YOU. ANY OTHERS? MS. SUGIMURA?\r\n\r\n>> JUST WOULD LIKE CLARIFICATION. IN THE REFERRALS, I SEE THAT THERE'S DOUBLE COMMITTEE REFERRALS. I WONDER IF YOU COULD EXPLAIN HOW WE HANDLE DOUBLE COMMITTEE REFERRALS? >> WELL, IF YOU ARE TALKING ABOUT THE EMI REPORT. >> FROM MY COMMITTEE AND MR. SINENCI. >> I'M SURE MR.\r\n\r\nSINENCI REALIZES THAT YOU AS THE CHAIR OF THE WATER INFRASTRUCTURE AND TRANSPORTATION COMMITTEE, YOU HAVE THE OVERARCHING COMMITTEE WITH REGARD TO WATER. BUT MR. SINENCI WOULD LIKE TO REVIEW A PARTICULAR ITEM DEALING WITH THE EMI WATER. SO THAT IS THE REASON WHY THERE IS THAT DUAL REFERRAL. >> OKAY. SO I GUESS HIS COMMITTEE IS FIRST. SO I'M THINKING HOW LEGISLATURE DOES THIS?\r\n\r\n\r\nFIRST COMMITTEE HEARS IT AND THEN GETS REFERRED TO THE SECOND COMMITTEE? >> YES. >> IS THAT HOW IT WORKS? >> THAT IS HOW IT WORKS. >> AND THEN TO YOU? >> RIGHT. BUT YOU DON'T NECESSARILY HAVE TO ACT ON IT.\r\n\r\nHE IS THE ONE WHO WANTS TO REVIEW IT; RIGHT? . >> YES. >> CHAIR? >> YES. >> THE OTHER WAY THAT THE LEGISLATURE DOES IT, THEY HAVE BOTH COMMITTEES AT ONCE, AND THEN THEY'LL HAVE BOTH CHAIRS SITTING UP THERE, I GUESS. I JUST ALSO WANTED TO POINT OUT WHEN WE DID THE REVIEW OF THE COMMITTEES, WE GAVE WATER FOR AGRICULTURE TO MR. SINENCI'S COMMITTEE.\r\n\r\n\r\nSO I THINK THAT IS WHAT EMI IS MOSTLY WATER FOR AGRICULTURE. >> AGAIN, THE WIT COMMITTEE IS THE OVERARCHING COMMITTEE. >> RIGHT. >> YOU ARE GOING TO HAVE FROM TIME TO TIME OVERLAPS WITH DIFFERENT COMMITTEES ESPECIALLY YOURS. YOURS AND ENVIRONMENT. >> THERE'S A LOT OF OVERLAP. >> THERE WILL BE OVERLAP AND WE NEED TO WORK TOGETHER ON THIS.\r\n\r\n\r\nONE IS USUALLY THE OVER ARCHING COMMITTEE. SO WE CAN DO THIS IN A FRIENDLY WAY AND THE WAY WE'RE DOING TO DO IT, I THINK IS GOING TO WORK. >> THANK YOU FOR THE EXPLANATION. >> OF COURSE. MEMBER KAMA? >> ARE THE COMMITTEE CHAIRS SUPPORTIVE OF A JOINT COMMITTEE? >> I'M NOT SUGGESTING THERE BE A JOINT COMMITTEE, BECAUSE -- >> SEPARATE.\r\n\r\n\r\n>> ONE COMMITTEE CHAIR IS INTERESTED IN A PARTICULAR ASPECT OF HER COMMITTEE, WHICH SHE MAY NOT BE INTERESTED IN. SO WHY HAVE A DUAL? >> BUT THEY ARE TALKING ABOUT THE SAME SUBJECT AND THE SAME TOPIC AND TRYING TO ELICIT THE SAME RESPONSES, COULD THAT NOT OCCUR? >> NO. AS I SAID -- >> OKAY. >> THEY ARE INTERESTED IN A PARTICULAR REPORT FROM THE WATER DEPARTMENT ADVISORY BOARD. SHE MAY NOT BE INTERESTED IN THAT PARTICULAR, BUT IT IS HER SUBJECT-MATTER.\r\n\r\n\r\nSO THAT IS THE REASON FOR THE DUAL. SO ONCE HE COMES UP WITH HIS RECOMMENDATIONS, HE REFERS IT TO HER. >> THANK YOU FOR THE EXPLANATION. >> THANK YOU, CHAIR. >> THANK YOU. >> SPECIFICALLY, JUST WATER USE FOR AGRICULTURE. THANK YOU.\r\n\r\n\r\n>> YES. OKAY, ANYTHING ELSE YOU WANT TO PULL UP? YES, MS. RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. COUNTY COMMUNICATION 20-54. A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE OFFICE OF THE COUNTY COUNCIL, ET CETERA I MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE REFERRAL AND REPORTS STATED IN RESULT 7G OF THE RULES OF THE COUNCIL AS IT PERTAINS TOT BILL ATTACHED TO THE COUNTY COMMUNICATION 20-54. >> SECOND. >> MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ.\r\n\r\n\r\nSECONDED BY MEMBER KING TO WAIVE THE RULES OF THE COUNCIL TO BRING UP ITEM 20-54. DISCUSSION? YES, MS. RAWLINS-FERNANDEZ. >>

MAHALO, CHAIR. ALL THIS IS AN AMENDMENT TO THE TITLE. >> TO THE TITLE? >> YES.\r\n\r\nIT WAS ORIGINALLY SEA-LEVEL RISE -- NO. COASTLINE RETREAT. >> SHORELINE RETREAT. >> SHORELINE RETREAT. AND SO IT'S BEING AMENDED TO MOLOKA'I CLIMATE CHANGE AND SEA-LEVEL RISE ADAPTATION AND -- MASTER PLAN. THAT IS ALL IT IS AND I CAN EXPLAIN MORE. >> ANY FURTHER QUESTIONS OR COMMENTS?\r\n\r\nIF NOT, ALL THOSE IN FAVOR OF WAIVER, SAY AYE? >> AYE. >> OPPOSED, NAY? MOTION CARRIES. VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. SO IN OUR FY'2020 BUDGET WE INCLUDED A PROVISIO TO RESERVE \$500,000 INTENDED FOR THE FIRST PHRASE OF THE COUNTYWIDE MASTER PLAN TO MITIGATION -- AND IF NECESSARY SHORELINE RETREAT.\r\n\r\nHOWEVER, THE LANGUAGE OF THE PROVISIO DOESN'T QUITE MATCH THE INTENT OF THE PLAN AND THEREFORE, I'M PROPOSED THIS AMENDMENT TO CLARIFY THAT \$500,000 IS THE FIRST PHASE OF THE COUNTYWIDE CLIMATE CHANGE AND SEA-LEVEL RISE ADAPTATION AND RESILIENCY MASTER PLAN." THE LETTER B TO A. THAT WAS NON-SUBSTANTIVE REVISION. >> I WASN'T FOLLOWING YOU WORD-FOR-WORD. BUT IT SOUNDS MORE LIKE A TITLE CHANGE. THERE IS NO SUBSTANTIVE CHANGE? >> NO SUBSTANTIVE CHANGE. >> OKAY. >> THE REASON FOR THE RUSH IS SO WE CAN GET THE RFP OUT AS QUICKLY AS POSSIBLE.\r\n\r\nIT'S ALREADY BEEN DRAFTED. >> DISCUSSION? FURTHER DISCUSSION? MEMBER KING. >> I JUST WANT TO SAY A WHOLE-HEARTEDLY SUPPORT THIS, BECAUSE I THINK THIS IS WHERE WE NEED TO GO WITH THIS TYPE OF PLAN. I'M EXCITED TO SEE WHAT MOLOKA'I COMES UP AND I THINK WE NEED TO DO THAT AS SOON AS POSSIBLE. WE NEED TO GET GOING.\r\n\r\nWE HAVE AN EMERGENCY THAT WE HAVE RECOGNIZED. >> I APOLOGIZE, MADAM CHAIR IF IT WAS STATED. JUST TO MAKE CLEAR, COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ MADE A MOTION -- >> IN CASE I DIDN'T, I MOVE TO PASS THE BILL ATTACHED TO COUNTY COMMUNICATION 20-54 ON FIRST READING AND FILE COUNTY COMMUNICATION 20-54. >> SECOND. >> ALL THOSE IN FAVOR SAY AYE? >> AYE. >> OPPOSED, NAY? MOTION CARRIED.\r\n\r\nVICE-CHAIR RAWLINS-FERNANDEZ. >> LAST ONE MAHALO, CHAIR. SO THIS IS COUNTY COMMUNICATION 20-40, 57-60, 64, 70-79, 80, THROUGH 82 AND 84-88. CHAIR, IF YOU DON'T MIND, I WOULD LIKE TO SAY A BRIEF WORD ABOUT THE INTENTION OF THESE UMBRELLA ITEM AS WE APPROACH OUR BUDGET REVIEW FOR FY'21. I APPRECIATE ALL THE MEMBERS' SUPPORT, AND EAGERNESS TO SCHEDULE THESE ITEMS. THE PURPOSE OF EACH OF THESE NEW AGENDA ITEMS IS TO CREATE A VEHICLE FOR EACH COMMITTEE CHAIR TO CONDUCT PRE-BUDGET SESSION REVIEW OF THE DEPARTMENTS AS DEFINED FOR EACH OF THE STANDING COMMITTEES. LIKE LAST BUDGET SESSION, THERE WAS A CONSCIOUS EFFORT MADE TO REDUCE TIME SPENT WITH THE DEPARTMENT HEADS ON THE FLOOR WITH QUESTIONS SENT AND THOSE ASKED ON THE FLOOR HAD TO DO WITH THE PREVIOUS YEAR'S ADOPTED, BUDGET -- MY HOPE IS THAT WE CAN STREAMLINE THE PRE-BUDGET PROCESS THROUGH THE USE OF THESE NEW AGENDA ITEMS IN EACH COMMITTEE TO AGENDIZE THE FY'2020 ADOPTED BUDGET, AND REVIEW THE OPERATIONS AND BUDGET REVIEW FOR EACH OF THOSE SECTIONS WITHIN THE ADOPTED BUDGET AHEAD OF TIME. THUSLY ACCOMPLISHING THE BULK OF THAT WORK BEFORE WE BEGIN OUR REVIEW OF THE MAYOR'S FY'21 BUDGET PROPOSAL. AS MEMBER KING MENTIONED EARLIER IN HER COMMENTS.\r\n\r\nALSO AT THIS TIME, IF THERE ARE ANY OTHER AMENDMENTS THE COMMITTEE CHAIRS WOULD LIKE TO REQUEST, CAN WE MADE. FOR NOW, I WOULD BE HAPPY TO LIGHTEN THE LOAD ANYMORE, IF ANYONE ELSE WOULD LIKE TO REFER THEM TO EDB? BUT I THINK WE'RE ALL GOOD. BUT IN CASE WE'RE NOT, LAST CHANCE. MAHALO, CHAIR. >> MEMBER SUGIMURA, LAST CHANCE. >> LAST CHANCE -- >> THAT IS THE PARLIAMENTARY TERM.\r\n\r\n>> LAST CHANCE. ON 20-80, MS. RAWLINS-FERNANDEZ, CONTINUUM OF SUPPORT PROCESS FOR MAUI COUNTY. SO WHAT DEPARTMENT IS MAUI COUNTY OR WHAT DOES THAT REFER 20-80? >> THAT WAS MEMBER KAMA. >> I'M SORRY. >> WHICH ARE NUMBER ARE WE TALKING ABOUT? >> 20-80. >> THAT IS NOT KEANI'S. >> MISCUE.\r\n\r\nFORGET THAT ONE. ANY OTHER QUESTIONS? MS. PALTIN? >> I JUST WANTED TO THANK COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ AND I'LL HAPPILY ACCEPT 20-84. >> ANY OTHER HAPPY COMMENTS? NO? IF NOT, MR.\r\n\r\nCLERK, WHERE ARE WE? >> MADAM CHAIR, IF THERE'S ANY FURTHER OBJECTIONS TO THE REFERRALS AS READ, AND I BELIEVE IF WE COULD JUST GET -- GO BACK TO COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ. >> COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. I'M SORRY FOR MONOPOLIZING THE AGENDA AND THE TIME. I WAS A LITTLE EAGER TO ALLOW EVERYONE ELSE TO SPEAK AND I MISSED A MOTION TO AMEND AS I HAD ALLUDED TO, AND SO I THINK I HAVE TO MOVE FOR

RECONSIDERATION FIRST. >> WHICH ARE ITEM ARE WE TALKING ABOUT?\r\n\r\n>> COUNTY COMMUNICATION 20-54, WHICH IS THE MOLOKA'I CLIMATE CHANGE AND SEA-LEVEL RISE ADAPTATION AND RESILIENCE MASTER PLAN. >> WE DID THAT ALREADY. >> THE AMENDMENT SUMMARY FORM WAS DISTRIBUTED TO MAKE NON-SUBSTANTIVE CHANGES AND TO SWAP OUT THE SIGNED -- >> I THOUGHT WE DID THAT ONE? YOU HAVE MORE CHANGES ON THAT? >> I MOVE TO PASS THE BILL ATTACHED TO COUNTY COMMUNICATION 20-54 ON FIRST READING AND TO FILE COUNTY COMMUNICATION 20-54 WITHOUT ASKING -- WITHOUT MOVING TO AMEND THE BILL TO INCLUDE THE NON-SUBSTANTIVE CHANGES THAT WERE DISTRIBUTED EARLIER. SORRY. >> OKAY.\r\n\r\nSECOND. MOVED BY RAWLINS-FERNANDEZ, AND MEMBER SINENCI SECONDED TO PASS THE INFORMATION ATTACHED TO COUNTY COMMUNICATION 20-54; RIGHT? >> MADAM CHAIR, I BELIEVE SHE IS ASKING FOR RECONSIDERATION TO TAKE UP -- >> I MOVE TO RECONSIDER. >> OH, RECONSIDER. OH, I'M SORRY, I DIDN'T HEAR THAT WORD. >> TODAY HAS BEEN AN EXERCISE IN PARLIAMENTARIAN PROCEDURE. >> YES, AND TRYING MY PATIENCE AS WELL -- NAH, JUST KIDDING [LAUGHTER] DISCUSSION?\r\n\r\n>> I NEED A SECOND? >> SECOND. >> I THOUGHT HE SECONDED. >> OKAY. >> THANK YOU. >> WE HAVE A FIRST AND SECOND. >> I'M JUST CONFUSED ABOUT WHAT WE'RE DOING?\r\n\r\n>> DO YOU WANT TO DISCUSS IT? >> I NEED TO RECONSIDER TO AMEND AND SWAP OUT THE UNSIGNED BILL BY CORPORATION COUNSEL WITH THE SIGNED BILL BY CORPORATION COUNSEL. >> ALL THOSE IN FAVOR OF RECONSIDERING THE BILL SAY AYE? >> AYE. >> OPPOSED, NAY? >> MOTION CARRIES. VICE-CHAIR RAWLINS-FERNANDEZ.\r\n\r\n>> MAHALO, CHAIR. I MOVE TO PASS THE BILL ATTACHED TO COUNTY COMMUNICATION 20-54 ON FIRST READING AND TO FILE COUNTY COMMUNICATION 20-54. AND THEN I WILL AMEND IT. >> SECOND. >> IT'S BEEN MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ, AND 12:20:26 SECONDED BY MEMBER KING TO APPROVE OF THE BILL ATTACHED TO COUNTY COMMUNICATION 20-54. >> CHAIR, I MOVE TO AMEND THE BILL AS STATED IN THE AMENDMENT SUMMARY FORM >> TO SUBSTITUTE THE BILL ATTACHED TO COUNTY COMMUNICATION 20-54. >> WE HAD A FIRST AND SECOND? ANY DISCUSSION? IF NOT, ALL THOSE IN FAVOR, SAY AYE? >> AYE.\r\n\r\n>> OPPOSED? NAY? >> MOTION CARRIES. >> THAT WAS THE AMENDMENT. >> MAIN MOTION AS AMENDED. >> NO DISCUSSION. >> ANY OTHER DISCUSSION?\r\n\r\nOTHER COMMENTS FROM ANYBODY? OKAY. ALL THOSE IN FAVOR SAY AYE? >> AYE. >> OPPOSED, NAY? >> MOTION CARRIES. >> MAHALO FOR ALL YOUR PATIENCE, CHAIR.\r\n\r\n>> YOU'RE WELCOME. IT'S NOT ONLY MINE, BUT IT'S EVERYBODY ELSE'S. OKAY. ARE YOU SURE YOU DON'T HAVE ANY MORE? MR. CLERK. >> MADAM CHAIR, IF WE CAN JUST RECEIVE DIRECTION FROM THE MEMBERS, IF THERE IS ANY OTHER OBJECTIONS TO THE REFERRALS AS READ BY THE CLERK? >> NO OBJECTIONS.\r\n\r\n>> ALL RIGHT. SO ANY OF THE OTHER REFERRALS AS READ BY THE CLERK. SO ORDERED. NO OBJECTIONS. MR. CLERK. >> MADAM CHAIR, FOR THE RECORD, RELATIVE TO CAMPUS PLANNING, BUILDINGS AND GROUNDS 20-48, BILL 10-2020, RELATIVE TO COUNTY COMMUNICATION 20-54, FOR THE RECORD, BILL 11-2020. MADAM CHAIR PROCEEDING WITH GENERAL COMMUNICATIONS, YOU HAVE BEFORE YOU GENERAL COMMUNICATION GC20-1. >> PLANNING AND SUSTAINABLE LAND USE COMMITTEE.\r\n\r\n>> NO OBJECTION, SO ORDERED. MR. CLERK. >> MADAM CHAIR, PROCEEDING WITH COMMITTEE REPORTS YOU HAVE BEFORE YOU FROM OUR ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE THE FOLLOWING COMMITTEE REPORTS, COMMITTEE REPORT 20-1 RECOMMENDING THE FEELING: ONE THAT THE PROPOSED RELATION FOR BARGAINING UNIT 13 INCLUDING PROFESSIONAL AND SCIENTIFIC EMPLOYEES BE ADOPT AND 2, THAT THE PROPOSED RESOLUTION APPROVING COST ITEMS FOR BARGAINING UNIT 13 BE ADOPTED. THREE THAT THE PROPOSED RESOLUTION APPROVING COST ALL RIGHTS FOR BARGAINING 2, BE ADOPTED. 4 THAT COUNTY COMMUNICATION 19-441 BE FILED, 5 THAT COUNTY COMMUNICATION 19-442 BE FILED AND 6, THAT COUNTY COMMUNICATION 19-443 BE FILED. >> VICE-CHAIR RAWLINS-FERNANDEZ.\r\n\r\n>> MAHALO, CHAIR, MAY I ASK THE CLERK TO ALSO CALL UP COMMITTEE REPORT TO-2AND 20-3. >> NO OBJECTIONS. >> ANY OBJECTIONS? >> NO. >> SO ORDERED. MR. CLERK. >> YOU SBC YOU COMMITTEE REPORT 20-2 RECOMMENDING THE FOLLOWING: 1 THAT THE PROPOSED BILL ENTITLED A BILL FOR AN ORDINANCE AMENDING FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX A, GRANTS AND RESTRICTED USE REVENUE, SCHEDULE BY DEPARTMENTS AND PROGRAMS, DEPARTMENT OF PUBLIC WORKS, HAWAII EMERGENCY MANAGEMENT AGENCY, DEPARTMENT OF DEFENSE, STATE

OF HAWAII, PRE-DISASTER MITIGATION BE PASSED ON FIRST READING AND ORDERED TO PRINT, AND 2, THAT THE PROPOSED BILL ENTITLED, "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO INTERGOVERNMENTAL AGREEMENT WITH THE HAWAII EMERGENCY MANAGEMENT AGENCY, DEPARTMENT OF DEFENSE STATE OF HAWAII FOR THE PRE-DISASTER MITIGATION GRANT, BE PASSED ON FIRST READING AND ORDERED TO PRINT.\r\n\r\n>> VICE-CHAIR RAWLINS-FERNANDEZ. >> I APOLOGIZE. >> ALSO COMMITTEE REPORT 20-3 RECOMMENDING THAT 1, THE PROPOSED BILL AMENDING APPENDIX A OF THE BUDGET FOR COUNTY OF MAUI AS IT PERTAINS TO SPECIAL PURPOSE REVENUES FOR FISCAL YEAR 20, ALARM SYSTEM REVOLVING FUND BE PASSED ON FIRST READING AND ORDERED TO PRINT AND THAT COUNTY COMMUNICATION 19-518 BE FILED. >> VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR AND MAHALO, MR. CLERK. I MOVE TO FILE THOSE REPORTS.\r\n\r\n>> SECOND. >> MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ AND SECOND BY MEMBER SINENCI TO APPROVE THE REPORTS AS READ. DISCUSSION? >> AND THE FILING OF THOSE COMMUNICATIONS. >> THE RECOMMENDATIONS FROM THE COMMITTEE REPORTS INCLUDE THE FILINGS. >> YES. >> ANY DISCUSSION?\r\n\r\n>> YES. >> VICE-CHAIR RAWLINS-FERNANDEZ. >> I WAS WONDERING IS THAT A NEW DISTANCE? OKAY. >> MAHALO, CHAIR. MEMBERS, COMMITTEE REPORT 20-1 RECOMMENDS ADOPTION OF RESOLUTION TO APPROVE COST ITEMS FOR BARGAINING UNITS 13, AND INCLUDED AND EXCLUDED EMPLOYEES, AND EMPLOYEES INCLUDED IN BARGAINING UNIT 2. HGA AND EMPLOYEES REPRESENTATIVE SUBMITTED WRITTEN TESTIMONY TO THE COUNCIL EXPRESSING THEIR STRONG SUPPORT FOR THESE RESOLUTIONS. I INVITED THEM TO ATTEND TODAY'S MEETING IN CASE MEMBERS HAD QUESTIONS, BUT THEY WERE UNABLE TO MAKE IT.\r\n\r\nCOMMITTEE REPORT 20-2 PERTAINS TO BILLS THAT WOULD ALLOW DEPARTMENT OF PUBLIC WORKS TO ACCEPT THE GRANT OF \$112,500 FOR PRE-DISASTER MITIGATION AND THE GRANT DOESN'T REQUIRE THE COUNTY TO -- IT DOES PROVIDE THE COUNTY TO PROVIDE MATCHING FUNDS OF \$45,547.40 AND FINALLY COMMITTEE REPORT 20-3 INCREASES THE AMOUNT ALLOTTED FROM THE ALARM SYSTEM REVOLVING FUND FOR CONTRACTUAL SERVICES FOR ALARM SYSTEM REGISTRATION BY \$45,000 THE NEW TOTAL IS \$75,000. ALL LEGISLATION REFERENCED THERE THESE COMMITTEE REPORTS PASSED OUT OF COMMITTEE UNANIMOUSLY. MAHALO, CHAIR. >> ANY FURTHER DISCUSSION? MR. HOKAMA. >> CHAIR, THANK YOU. I HAVE COMMENTS ONLY FOR REPORT 20-1. AND I AND THANK THE BUDGET CHAIR FOR BRINGING THIS FORWARD.\r\n\r\nCOMMITTEE REPORT 20-1 I WILL SUPPORT WITH RESERVATIONS, CHAIR. I STILL BELIEVE THERE OUR EMPLOYEES TEAM APPROACHED LUMP-SUM BONUS, OR ADJUSTMENTS IN A POOR MANNER. I DISAGREE WITH HOW THEY CAME UP WITH THEIR ANALYSIS. I'M DISAPPOINTED OUR COMMITTEE STAFF DOES NOT APPROPRIATELY STATE THE DISCUSSION IN COMMITTEE OF THE COMMITTEE'S CONCERN IN THIS AREA. AND OTHER THAN THAT I UNDERSTAND, AND SUPPORT HOW BARGAINING UNIT 2 SUPERVISOR BLUE-COLLAR EMPLOYEES, THEIR AGENT DID A GREAT JOB IN REPRESENTING THAT GROUP OF EMPLOYEES. SO I'M PLEASED WITH THAT. THANK YOU VERY MUCH, CHAIR.\r\n\r\n>> FURTHER COMMENTS OR QUESTIONS? MEMBER KING. >> THANK YOU, CHAIR. JUST A QUESTION, BECAUSE I THOUGHT I HEARD THE CLERK READ A 5 AND A 6 FOR REPORT 20-1. IT'S NOT ON ANY OF OUR PAPERWORK HERE. CAN YOU JUST REREAD THOSE? >> MR. CLERK.\r\n\r\n>> MADAM CHAIR, JUST FOR CLARIFICATION, FOR THE MEMBERS IN THE ADVANCE LISTING THAT IS POSTED IT JUST INDICATING FILING THE COMMUNICATIONS AND WHAT WE READ FOR THE RECORD IS THE ACTUAL COMMUNICATIONS TO BE FILED. SO THAT IS WHY -- >> OH, OKAY. >> THERE WERE FOUR ITEMS AND I THOUGHT I HEARD YOU SAY 5 AND 6. THANK YOU FOR THAT EXPLANATION. >> ANY FURTHER QUESTIONS OR COMMENTS? MS. SUGIMURA. >> THANK YOU, CHAIR.\r\n\r\nI JUST WANTED TO THANK COMMITTEE CHAIR, DURING OUR DISCUSSION AT THE COMMITTEE LEVEL, WE ASKED FOR REPRESENTATION FROM HGA TO APPEAR AND I THINK THEY REPRESENT A LOT OF OUR EMPLOYEES AND I WISH THEY WOULD HAVE GIVEN THEM THE COURTESY TO COME. I'M DISAPPOINT WITH HGA FOR NOT SHOWING UP, BUT THE EXECUTIVE DIRECTOR SENT THIS LETTER. THANK YOU. WE'RE GOING TO SUPPORT THIS, BUT I WISH HGA WOULD SHOW UP AND SPEAK ON BEHALF OF THEIR MANY EMPLOYEES THAT REPRESENT THEM. >> >> FURTHER COMMENTS OR QUESTIONS? IF NOT, ALL THOSE IN FAVOR OF APPROVING COMMITTEE REPORTS 20-1, 20-2, AND 20-3, SAY AYE? >> AYE.\r\n\r\n>> OPPOSED, NAY? >> MOTION CARRIES, MR. CLERK. . FOR THE RECORD, RELATIVE TO COMMITTEE REPORT 20-1 RESOLUTIONS 20-3, 20-4 20-5, RESPECTIVELY. REAR VIEW

MIRROR TO COMMITTEE REPORT 20-2 FOR THE RECORD BILLS 12 AND 13, 2020, RESPECTIVELY. FOR THE RECORD, RELATIVE TO COMMITTEE REPORT 20-3 BILL 14-2020. YOU HAVE BEFORE YOU FROM YOUR GET GUILTY COMMITTEE THE FOLLOWING COMMITTEE REPORTS. COMMITTEE REPORT 20-4, RECOMMENDING THE FOLLOWING: WIN, THE PROPOSED BILL ENTITLED A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR THROUGH THE CHIEF OF POLICE TO ENTER NEAR AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII DEPARTMENT OF HEALTH BE PASSED ON FIRST READING AND ORDERED TO PRINT AND 2, THAT COUNTY COMMUNICATION 446 BE FILED.

MR. MOLINA. >> THANK YOU VERY MUCH, MADAM CHAIR, MOVE TO ADOPT THE RECOMMENDATIONS IN COMMITTEE REPORT 20-4. >> SECOND. >> MOVED BY MR. MOLINA AND SECONDED BY MEMBER KING TO APPROVE THE RECOMMENDATIONS IN COMMITTEE REPORT 20-4. DISCUSSION? >> THANK YOU VERY MUCH, MADAM CHAIR. YOUR COUNCIL'S GET COMMITTEE MET JANUARY 7, 2020 TO DISCUSS THE PROPOSED BILL, WHICH AUTHORIZES THE MAYOR THROUGH THE CHIEF OF POLICE TO ENTER NEAR AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE DEPARTMENT OF HEALTH TO CONDUCT A STUDY THAT INVOLVES COLLECTING AND ANALYZING POLICE REPORTS OF SUICIDE TO IDENTIFY COMMON RISK FACTORS, IDENTIFY GAPS IN SERVICE, AND PROVIDE GUIDANCE FOR PREVENTION FOR THE PROJECT PERIOD OCTOBER 1, 2019 THROUGH OCTOBER 1 2023 AND VOTED 6-2 FOR PASSAGE OF THE BILL INCORPORATING NON-SUBSTANTIVE PROVISIONS AND FILING OF THE COMMUNICATION.

AND JUST NOW, THE STAFF DISTRIBUTED A COPY OF CORRESPONDENCE DATED JANUARY 1, 2020 MR. THE POLICE DEPARTMENT REGARDING COST AND FEE ANALYSIS FOR THE PROJECT AS THE COMMITTEE HAD REQUESTED. AND LOOKING BACK INTO THE GALLERY, MADAM CHAIR, I SEE REPRESENTATIVES OF THE POLICE AND DEPARTMENT OF HEALTH AVAILABLE TO ANSWER ANY ADDITIONAL QUESTIONS SHOULD THE MEMBERS THANK YOU. >> ANY FURTHER DISCUSSION? IF NOT, ALL THOSE IN FAVOR, SAY AYE? >> AYE. >> OPPOSED, NAY? MOTION CARRIES. >> NEXT MR. CLERK. >> FOR THE RECORD, BILL 15-2020. YOU HAVE BEFORE YOU COMMITTEE REPORT 20-5 RECOMMENDING THAT THE PROPOSED RESOLUTION ENTITLED, "AUTHORIZES THE EMPLOYMENT OF SPECIAL COUNSEL RELATED TO CLIMATE CHANGE MITIGATION BE ADOPTED." >> MR. MOLINA. >> THANK YOU VERY MUCH, MADAM CHAIR. I HAVE AN UNUSUAL REQUEST THAT NORMALLY DOESN'T OCCUR, LIKE HAILEY'S COMMENT, AND I WILL ASK THIS BE SENT BACK TO COMMITTEE.

SOMETHING HAS BEEN BROUGHT TO MY ATTENTION -- A COST MATTER RELATED TO THE PROPOSED SPECIAL COUNSEL FOR THIS LITIGATION THAT I THINK MERITS DISCUSSION IN EXECUTIVE SESSION IN COMMITTEE. WHICH I WOULD LIKE TO CERTAINLY HAVE CORPORATION COUNSEL JOIN US. IT WAS BROUGHT TO MY ATTENTION AS WELL AS TO MEMBER HOKAMA'S. SO I THINK IN MY OPINION IT'S IMPERATIVE THAT WE HAVE THAT DISCUSSION IN COMMITTEE. >> SO YOU'RE REQUESTING RECOMMITAL OF THIS? >> THAT IS CORRECT, MADAM CHAIR. I WILL BRING THIS TO MY DOCKET AS SOON AS POSSIBLE, SO WE CAN HAVE THE DISCUSSION. >> ANY OBJECTIONS? >> NO OBJECTIONS. >> NO. >> SO ORDERED. THIS MATTER SHALL BE RECOMMITTED 20-5. MR. CLERK. >> YOU SBC YOU COMMITTEE REPORT 20-6 RECOMMENDING THAT THE PROPOSED RESOLUTION ENTITLED, "AUTHORIZING SETTLEMENT OF CLAIM NO. B811500564-0004-01 OF THE HARTFORD UNDERWRITERS INSURANCE COMPANY ON BEHALF OF THE GORDON AND RAMONA COCKETT BE ADOPTED."

MR. MOLINA. >> THANK YOU VERY MUCH, MADAM CHAIR AND MOVE TO ADOPT THE RECOMMENDATIONS OF COMMITTEE REPORT 20-6. >> SECOND. >> MOVED BY MR. MOLINA AND SECONDED BY MR. SINENCI TO ADOPT THE RECOMMENDATIONS IN COMMITTEE REPORT 20-6? DISCUSSION? >> THANK YOU, MADAM CHAIR, THE COUNCIL'S GET COMMITTEE MET TO DISCUSS THIS MATTER, WHICH PROPOSED RESOLUTION TO AUTHORIZE SETTLEMENT OF THE CLAIM AND CLAIM ALLEGED DAMAGE TO THE VEHICLE RESULTING FROM A COLLISION INVOLVING A MAUI COUNTY FLEET VEHICLE ON APRIL 24, 2018. YOUR COMMITTEE VOTED 8-0 TO RECOMMEND ADOPTION OF REVISED PROPOSED RESOLUTION.

THANK YOU. >> FURTHER DISCUSSION? IF NOT, ALL THOSE IN FAVOR OF THE MOTION SAY AYE? >> AYE. >> OPPOSED, NAY? >> MOTION CARRIES. MR. CLERK. >> FOR THE RECORD, COMMITTEE REPORT 20-6. YOU HAVE BEFORE YOU FROM YOUR PLANNING AND SUSTAINABLE LAND USE COMMITTEE THE FOLLOWING COMMITTEE REPORTS: COMMITTEE REPORT 20-7 RECOMMENDING THAT THE MISCELLANEOUS COMMUNICATION BE FILED. >> MS. PALTIN. >> I MOVE TO ADOPT THE RECOMMENDATION IN COMMITTEE REPORT 20-7. >> SECOND. >> MOVED BY MEMBER PALTIN AND SECONDED BY

MEMBER KING TO ADOPT THE RECOMMENDATIONS IN COMMITTEE REPORT 20-8 -- I MEAN 7. DISCUSSION? >> THANK YOU, CHAIR.\r\n\r\nTHE PLANNING AND SUSTAINABLE LAND USE COMMITTEE HAS ANOTHER ITEM UNDER WHICH IT INTENDS TO DISCUSS ADVISORY COMMITTEES. TO THE MAUI PLANNING COMMISSION AND IMPROVE, THE MISCELLANEOUS COMMUNICATION REFERENCED IN THE REPORT MAY BE FILED. THANK YOU, CHAIR. >> FURTHER DISCUSSION? IF NOT, ALL THOSE IN FAVOR OF THE MOTION SAY AYE? >> AYE. >> OPPOSED, NAY?\r\n\r\n>> MOTION CARRIES. MR. CLERK. >> YOU HAVE BEFORE YOU COMMITTEE REPORT 20-8 RECOMMENDING THE FOLLOWING: 1, THAT THE PROPOSED BILL ENTITLED, "A BILL FOR AN ORDINANCE AMENDING THE MAUI COUNTY CODE RELATING TO UNRESOLVED LAND VIOLATIONS BE PASSED ON FIRST READING AND ORDERED TO PRINT AND 2, THAT THE COMMUNICATION BE FILED. >> MS. PALTIN. >> THANK YOU.\r\n\r\nI MOVE TO ADOPT THE RECOMMENDATIONS IN COMMITTEE REPORT 20-8. >> SECOND. >> MOVED BY MEMBER PALTIN AND SECONDED BY MEMBER SUGIMURA TO ADOPT THE RECOMMENDATIONS IN COMMITTEE REPORT 20-8? DISCUSSION? >> THANK YOU, CHAIR THE PSLU COMMITTEE DISCUSSED THE DEPARTMENT OF PLANNING'S CURRENT ENFORCEMENT PROCESS, WHICH INCLUDES SUSPENDING LAND USE PERMIT APPLICATIONS FOR PROPERTIES THAT HAVE OUTSTANDING VIOLATIONS. PROPERTIES ARE REQUIRED TO CURE THEIR VIOLATION BEFORE PERMIT PROCESSING WILL CONTINUE. THIS BILL WOULD CODIFY THIS ENFORCEMENT PROCEDURE THAT IS CURRENTLY ONGOING. I ASK FOR THE MEMBERS' SUPPORT FOR MY MOTION. THANK YOU, CHAIR.\r\n\r\n>> FURTHER DISCUSSION? MR. HOKAMA? >> JUST A QUESTION. SO I APPRECIATE THE COMMITTEE'S GOOD WORK CODIFYING THE DEPARTMENT'S PRACTICE. BUT THE WAY I READ IT IS THAT IS AN INCOMPLETE APPLICATION, YES? SO IF IT'S INCOMPLETE, IT STILL HAS A STATUS WITH THE DEPARTMENT?\r\n\r\nWE JUST DON'T TELL THE APPLICANT IT'S INCOMPLETE AND THEREFORE, HAS NO STANDING WITH US AND YOU RESUBMIT ONCE YOU GET ALL YOUR DOCUMENTS LINED UP? ARE WE STILL HOLDING THE INCOMPLETE APPLICATION? >> MS. LUTEY. >> THERE IS NOTHING TO PROCESS. >> CORRECT. I'M NOT CERTAIN ON THAT, BUT I CAN CHECK, IF WE TAKE A SHORT BREAK?\r\n\r\n>> UNLESS MS. PALTIN CAN ANSWER THE QUESTION? >> IF THE COMMITTEE CHAIR MAYBE CAN RESPOND? >> YES. SO THE INTENTION OF THIS IS IF IT'S SOMETHING THAT THE ACTION AND PAYMENT OF A FINE WOULD RESOLVE, THEN IT WOULD GO FORWARD. IF NOT, IT WOULDN'T GO FORWARD UNTIL THEY RESOLVE OF THE ISSUE. ONCE THEY RESOLVE THE ISSUE, THEN IT CAN CONTINUE TO PROCESS.\r\n\r\n>> IT WOULDN'T BE REQUIRED TO RESUBMIT A NEW APPLICATION SINCE THE OLD ONE WAS DEEMED INCOMPLETE? THEREFORE IT DOESN'T EXIST? >> OH, THAT PART. MAYBE, POSSIBLY? >> I JUST WANT TO BE CLEAR FOR THOSE IN THE POTENTIAL PREDICAMENT NOW, BECAUSE MY POSITION WOULD BE THAT YOU DON'T HAVE A VALID APPLICATION. SO THERE IS NOTHING IN THE FILES. YOU START ALL OVER AGAIN.\r\n\r\n>> MY UNDERSTANDING IS THAT THE DEPARTMENT OF PLANNING WOULD BE IN COMMUNICATION WITH THE APPLICANT, WHATEVER THE PROCESS IS. LIKE, OH, YOU NEED TO RESOLVE THIS FIRST AND THEN YOU NEED TO RESUBMIT AN APPLICATION? OR VISA VERSA. YOU NEED TO DO IT AND THEN - - I WOULD IMAGINE THEY WOULD BE IN COMMUNICATION WITH THE APPLICANT ON THE SITUATION, BECAUSE THEY WANT THE VIOLATION TO BE RESOLVED. >> MR. HOKAMA, DO YOU WANT US TO BRING SOMEONE FROM PLANNING? >> IF THEY COULD GIVE US CLARIFICATION, BECAUSE -- WE DON'T DO THE DEVELOPER'S WORK.\r\n\r\nTOO BAD. >> WHAT WE COULD DO, MR. CLERK, COULD YOU HAVE SOMEONE CALL THE PLANNING DIRECTOR TO SEND SOMEBODY OVER TO ANSWER THIS QUESTION? MEANWHILE, WHY DON'T WE SKIP THAT AND GO TO THE NEXT ONE AND TAKE A BREAK. >> NO OBJECTIONS. >> CHAIR, CAN WE TAKE A BREAK NOW? >> YOU WANT THE BREAK NOW?\r\n\r\n>> YES. WE'RE ALMOST FINISHED WITH HER PART. >> JUST BECAUSE I THINK THE NEXT ISSUE IS GOING TO BE QUITE A BIT OF DISCUSSION. >> YOU THINK THERE WILL BE A LOT OF DISCUSSION? WE'LL TAKE A BREAK UNTIL 10:45, IS THAT OKAY? NO OBJECTIONS. SO ORDERED, [GAVEL] [GAVEL] >> APOLOGIZE FOR BEING LATE.\r\n\r\nI GOT CAUGHT IN TRAFFIC DOWNSTAIRS. MR. CLERK. >> THANK YOU, MADAM CHAIR. I BELIEVE WE HAD TAKEN A RECESS TO WAIT FOR REPRESENTATIVES FROM THE DEPARTMENT OF PLANNING AND I BELIEVE THEY ARE HERE NOW. >> MR. HART?\r\n\r\nMR. HOPPER? ARE YOU HERE FOR PLANNING, TOO? OH, OKAY. JUST KEEPING HIM COMPANY, ALL RIGHT. WE HAVE JORDAN HART HERE FROM PLANNING. MR.\r\n\r\nHART, WE HAVE A QUESTION FROM MR. HOKAMA REGARDING -- DO YOU KNOW WHICH ITEM WE'RE TALKING ABOUT? >> CHAIR, YES . THANK YOU. >> YOU DO. MR. HOKAMA, YOU WANT

TO REPEAT YOUR QUESTION? >> THANK YOU, CHAIR.\r\n\r\nMR. HART, THANK YOU FOR JOINING US AS OUR DIRECTOR OF PLANNING, DEPUTY. MY QUESTION IS AS IT RELATES TO COMMITTEE REPORT 20-8. WHERE THE COUNCIL'S COMMITTEE SUPPORTING YOUR DEPARTMENT'S PRACTICE AND CODIFYING HOW YOU ARE DEALING WITH SOME OF THESE LAND USE VIOLATIONS. SO MY QUESTION WAS IF THE APPLICATION IS DEEMED INCOMPLETE BECAUSE OF OUTSTANDING VIOLATIONS OR MISSING INFORMATION, WHAT KIND OF STATUS DOES IT HAVE? FOR ME, THEN, IT DOESN'T EXIST; AN INCOMPLETE APPLICATION HAS NO STATUS OR STANDING, BECAUSE YOU CANNOT PROCESS. IT DOESN'T PROVIDE YOUR CLERKS THE REQUIREMENTS TO FORWARD FOR REFERRAL OR ANYTHING ELSE. I'M JUST TRYING TO UNDERSTAND WHAT HAPPENS WHEN IT'S CONSIDERED INCOMPLETE?\r\n\r\n>> CHAIR, IN THAT SITUATION, THE APPLICATION JUST WOULDN'T MOVE ANYWHERE. BUT IN GENERAL, WE WOULD BE IN COMMUNICATION WITH THE APPLICANT, DISCUSSING THE ISSUES AT HAND AND BASICALLY ESTABLISHING APPROACH ON HOW THEY WILL RESOLVE ANY SITUATIONS THAT THEY HAVE. >> I UNDERSTAND THIS LEGISLATION ALLOWS IF THERE'S A PENALTY, TO PAY THAT -- OR VIOLATION OFF, ESPECIALLY IF IT RESOLVES THE ENFORCEMENT COMPONENT. I UNDERSTAND THAT IS YOUR PRACTICE. I'M JUST STILL CURIOUS THEN WHY WOULD YOU CALL IT INCOMPLETE? WHY WON'T YOU JUST SAY "PENDING?" >> I DON'T THINK THE DEPARTMENT NECESSARILY HAS ANY SORT OF OBJECTION TO THE DIFFERENCE BETWEEN THE TERM "INCOMPLETE," OR "PENDING." >> BECAUSE FOR ME, IF IT'S INCOMPLETE, THEY COME BACK AND RESUBMIT A BRAND-NEW APPLICATION. WHY WOULD WE KEEP HOLDING AN INCOMPLETE APPLICATION FOR AN APPLICANT?\r\n\r\nIT'S THEIR JOB. IT'S NOT YOUR JOB. >> YOU KNOW, THAT CAN BE TRUE. BUT IT ALSO CAN RESULT IN MORE, YOU KNOW, MORE REPETITIOUS WORK FOR STAFF INVOLVED, IF THE APPLICANT HAS PREPARED A SET OF DOCUMENTS AND THERE'S A SINGLE ISSUE THAT WE'RE IDENTIFYING AND WE'RE WORKING ON WITH THEM TO RESOLVE. >> MOST OF THE APPLICANTS ARE NOT BRAND-NEW. THEY HAVE BEEN DOING THIS FOR A WHILE. >> WELL, IT IS -- YOU KNOW IT'S EVERYONE.\r\n\r\nTHERE'S, YOU KNOW, WHAT PEOPLE TYPICALLY CALL MOM AND POP APPLICANTS AND THERE ARE PROFESSIONAL APPLICANTS. OBVIOUSLY PROFESSIONALS KNOW WHAT THEY HAVE DOING AND DONE MANY TIMES AND HAVE PROFESSIONAL CONSULTANTS ASSISTING THEM. >> YOU HAVE THEM IN HIGHER ESTEEM THAN I DO. >> BUT WHAT I WANTED TO GO ON TO SAY, THERE IS ALSO PEOPLE THAT MAY HAVE NEVER FILED AN APPLICATION, OR MAY NOT EVEN UNDERSTAND THAT WHAT THEY DID WAS A VIOLATION, AND THEY COME TO LEARN THAT THEY CAN'T DO WHAT THEY HAVE DONE AND THE DEPARTMENT IS CITING THEM FOR SOMETHING ELSE. NEVERTHELESS, I THINK IT'S MORE EFFICIENT FOR THE COUNTY RATHER THAN TO CONTINUE TO HAND MATERIAL BACK AND THE APPLICANT HANDS IT BACK, WHICH GOES THROUGH THE PROCESS AND IF WE'RE ALLOWED TO KEEP AN APPLICATION THAT IS DEFICIENT IN ONE WAY AND KEEP IT AND MOVE IT FORWARD, IT WOULD BE BETTER FOR ALL INVOLVED, RATHER THAN CONTINUING TO RETURN THE MATERIAL. WE STILL SAVE THE RECORDS OF THEIR -- >> UNAPPROVED? WELL, COMPLETELY REJECTED APPLICATIONS WE'LL OUGHT JUST RETURN.\r\n\r\nBUT I DO THINK IT'S MORE EFFICIENT AND EFFECTIVE TO ALLOW THEM TO HAVE A FILE. IT DOESN'T MOVE ANYWHERE WITH THE DEPARTMENT AS FAR AS WE'RE CONCERNED UNLESS THEY RESOLVE THEIR SITUATION. ONCE IT'S RESOLVED, WE CAN ADVANCE IT. >> DO YOU PUT CLOCKS ON IT? HOW LONG DO YOU SIT ON THESE APPLICATIONS? >> YOU CAN PUT A CLOCK ON IT. IN GENERAL, WE DO RETURN APPLICATIONS IF THEY BECAME STALE, IF IT'S OBVIOUS NOBODY IS DOING ANYTHING.\r\n\r\nIN THE SITUATION THERE'S A VIOLATION, THERE IS A DIFFERENT SORT OF MOTIVATION GOES ON THERE. >> IF YOU ARE JUST WAITING FOR A RESPONSE FROM RED LINE FROM THE PLANNER OR SOMETHING, YOU GIVE THEM THREE MONTHS, 12 MONTHS BEFORE YOU CONSIDER NO ACTION AND IT GOES TO THE DEAD FILE? >> I THINK THAT CAN BECOME A CASE-BY-CASE BASIS. LET'S USE FOR EXAMPLE SAY IT'S A CHANGE IN ZONING AND IT'S A REGIONAL PROJECT AND SOMETIME THOSE PROJECTS SIT FOR A LONGER PERIOD OF TIME BECAUSE OF THINGS THAT GO ON. I MEAN IF THE COUNCIL WANTS TO PROPOSE SOME SORT OF HARD TIMELINE, YOU KNOW, THAT CAN BE DONE. >> I'M JUST TRYING TO SEE IF IT MAKES SENSE HOW WE'RE DOING IT? THAT'S ALL.\r\n\r\nOR, AGAIN, MAYBE I NEED TO RECOMMEND TO BUDGET CHAIR RAWLINS-FERNANDEZ HIGHER FEES FOR THIS TYPE OF APPLICATION. THANK YOU, CHAIR. >> ANY OTHER QUESTIONS? MR. SINENCI. >> THANK YOU, CHAIR. I JUST HAD A QUESTION FOR JORDAN.\r\n\r\nI KNOW FOR SOME OF THE

APPLICATIONS, YOU NORMALLY HAVE A CHECKLIST OF THINGS TO SUBMIT. COULD ONE OF THOSE ITEMS BE SOMETHING, LIKE, TO MAKE SURE THAT ALL OF YOUR PAST RESPONSIBILITIES ARE TAKEN CARE OF, OR SOMETHING LIKE THAT? BEFORE SUBMITTING YOUR APPLICATION? I'M JUST THROWING IT OUT THERE. THANK YOU, CHAIR. >> ANY COMMENTS, MR. HART?>> YES. THAT COULD BE DONE. YOU KNOW, THE SHORT-TERM RENTAL HOMES IS AN EXAMPLE AND THE DEPARTMENT CHECKS WHETHER OR NOT THEY ARE ON THE LIST AND THERE ARE SITUATIONS WHERE APPLICATIONS ARE CHECKED. BASICALLY WHAT WE DO IS REVIEW FOR COMPLETENESS AT SUBMITTAL. AND THE CLERKS COMPLETE THAT. GENERALLY, IT'S VERY EFFECTIVE. HOWEVER, SOME LAND USE APPLICATIONS ARE VERY LARGE.>> SO IT CAN BE PRETTY COMPLICATED TO CATCH ALL ISSUES. SO THEN YOU CAN HAVE A SITUATION WHERE THE APPLICATION DOES MAKE SUBMITTAL, THE CHECK IS CASHED AND THE PLANNER RECEIVES THE APPLICATION AND READS THROUGH UNDERSTAND AND UNDERSTANDS UNDERSTAND AND CONCLUDES SOMETHING IS DEFICIENT. SO I THINK THAT CAN BE EFFECTIVE, BUT OBVIOUSLY, IT'S A HUMAN PROCESS. >> FURTHER QUESTIONS? >> I WOULD MAKE AN AMENDMENT IF ANYONE WANTS TO CHANGE THE WORDING FROM "INCOMPLETE" TO "PENDING?" >> DO WE HAVE A MOTION ON THE FLOOR? >> MADAM CHAIR. >> YES, MR. MOLINA. >> JUST A QUESTION FOR CORP. COUNSEL, IS THAT SUBSTANTIVE ENOUGH TO HAVE SENT BACK TO COMMITTEE TO CONSIDER THAT CHANGE FROM MEMBER PALTIN? >> MS. LUTEY. >> THANK YOU, CHAIR. I DON'T BELIEVE SO.>> ALL RIGHT. THANK YOU. >> ALL RIGHT. MR. HOKAMA. >> I WOULD JUST ASK IF WE MIND GIVING MR. HART, IF YOU CHOOSE TO GIVE A COMMENT?>> YOU THINK IT WILL HELP? WILL IT MAKE IT WORSE? WE WOULD NEED TO KNOW, REDEFINE "PENDING" VERSUS "INCOMPLETE?" IT BECOMES MORE OF A PROBLEM THAN A RESOLUTION? >> I PERSONALLY THINK "PENDING" IS MORE APPROPRIATE, JUST BECAUSE IF WE'RE TALK ABOUT POTENTIALLY AN UNRELATED ISSUE. IT'S NOT NECESSARILY THE APPLICATION THAT THEY HAVE SUBMITTED, BUT ANOTHER ISSUE THAT IS CAUSING THE HOLD UP OR THEIR INABILITY TO MOVE FORWARD. SO RATHER THAN SAYING IT'S INCOMPLETE, BASICALLY, YOU HAVE A LAND USE APPLICATION. YOU HAVE ANOTHER VIOLATION ON PROPERTY.>> IS THAT LAND USE APPLICATION INCOMPLETE? OR IS IT UNABLE TO MOVE FORWARD BECAUSE THEY HAVE ANOTHER ISSUE THAT NEEDS TO BE ADDRESSED? SO I THINK "PENDING" IS THE APPROPRIATE TERM. >> THANK YOU. WITH NO OBJECTION, MADAM CHAIR, I WOULD MAKE THAT MOTION. >> SECTION. >> MOVED BY MR. HOKAMA AND SECONDED BY MS. SUGIMURA. >> WE HAVE A COMMENT PERFECT CORPORATION COUNSEL. >> MR. HOPPER. >> WHILE THAT MAY NOT NECESSARILY BE A SUBSTANTIVE CHANGE. MY CONCERN THERE MIGHT BE OTHER PLACES IN TITLE 19 OR IN THE CODE, WHERE THERE IS REFERENCE TO "INCOMPLETE APPLICATION," VERSUS "PENDING." AND I WOULDN'T NECESSARILY WANT TO HAVE AN INCONSISTENCY THAT WOULD LEAD ONE TO LEAVE THAT THIS SECTION MEANS SOMETHING DIFFERENT THAN THE OTHER SECTIONS WITHOUT LOOKING AT THAT.>> THIS IS SUBSECTION C OF AN ORDINANCE, AND I DON'T KNOW IF THERE ARE OTHER SECTIONS THROUGHOUT TITLE 19 THAT MAY REFER TO INCOMPLETE APPLICATION. SO THAT IS MY ONLY CONCERN AT THAT POINT WITH CHANGING THAT WORDING. IF THERE IS NOT A SUBSTANTIVE DIFFERENCE BETWEEN THE TWO, I MAY RECOMMEND LEAVING IT AS "INCOMPLETE" AT THIS POINT. PROVIDED THERE IS NOT A SUBSTANTIVE DIFFERENCE THERE. >> MR. HOKAMA. >> CHAIR, HEARING ADDITIONAL ADVICE FROM OFFICE OF CORPORATION COUNSEL.>> I CHOOSE TO WITHDRAW THE MOTION TO AMEND, AND MAYBE IF YOU WOULD, UNDER YOUR SIGNATURE, SEND THE SUBJECT BACK TO THE PLANNING CHAIR PALTIN FOR ADDITIONAL REVIEW? OR MR. MOLINA, WE ALL LOVE YOU. AGAIN, CHAIR, MAYBE ALSO FROM A MORE COMPREHENSIVE PERSPECTIVE, CHAIR, IS THAT EVEN IN MY DISCUSSIONS YESTERDAY IN OUR COMMITTEE REGARDING THE IN LIEU FOR PARKS DEDICATION. IT WAS ALSO BROUGHT UP TO ME THAT THERE'S TERMS THAT WE CURRENTLY USE, CATEGORIES THAT DON'T EXIST ANYMORE IN THE CODE, BUT WE'RE STILL USING IT FOR CLARITY IN HOW WE FORMULATE CERTAIN ASSESSMENT OF FEES AND WHAT NOT. SO IF MAYBE, AGAIN, UNDER YOUR SIGNATURE, A COMMITTEE WOULD BE SENT FORWARD TO CORP. COUNSEL AND ALL THE DEPARTMENTS TO GO THROUGH THE WHOLE CODE, AND GET THIS THING SQUARED AWAY REGARDING OLD TERMS, AND REVISED TERMS AND DELETED TERMS.>> BECAUSE ONCE COUNCIL DOES REZONING COMPREHENSIVE AND ONCE WE SET UP WHATEVER IS GOING TO BE THE NEW RATES AND STRUCTURES OF PROPERTY TAX, THE CODE IS GOING TO HAVE TO MATCH UP

COMPLETELY, IN ALL SECTIONS. SO I WOULD JUST ASK FOR YOUR CONSIDERATION, CHAIR. >> MEMBER PALTIN. >> THANK YOU, CHAIR. JUST A COUPLE OF POINTS. YOU KNOW, WE HAD A SIMILAR ISSUE AT THE SAME MEETING ABOUT THE WORDS "SHALL" AND "MUST." AND IT WAS BROUGHT UP THAT TITLE 19 IS GOING THROUGH THE REWRITE AS PER THE AUDIT RECOMMENDATION AND THANK YOU FOR ALLOWING ME TO SCHEDULE AN ADDITIONAL MEETING FOR THAT PRESENTATION. BECAUSE THE COMPANY IS ONLY IN TOWN FOR THAT ONE DAY.\r\n\r\nBUT FOR ME, SO THAT THEY CAN GO AHEAD WITH THIS, I WOULD RECOMMEND, BECAUSE WHAT WE DID WAS "SHALL" AND "MUST" JUST GO WITH "SHALL" KNOWING THAT TITLE 19 REWRITE IS HAPPENING. SO IN ORDER FOR THEIR WORK TO BE CODIFIED RIGHT NOW, I WOULD JUST MOVE FORWARD WITH "INCOMPLETE." AND WORK ON IT WITH THE WHOLE REWRITE WITH THE "SHALLS" AND "MUSTS" AND WHAT NOT? UNLESS WE WANT TO DEFER THIS ITEM UNTIL THE END OF THE CALENDAR AND MR. HOPPER CAN SEE IF IT'S AN INCONSISTENCY TO HAVE "INCOMPLETE" OR "PENDING?" BECAUSE WE HAD A SIMILAR ISSUE WITH "SHALL" AND "MUST ." WE HAVE BEEN MOVING TOWARDS USING "MUST." BUT THE COMMENT IS THAT WE CAN'T HAVE "SHALL" "SOME PLACES AND "MUST" THROUGH THE CHAPTER BECAUSE THEY WILL THINK IT'S DIFFERENT MEANINGS. FOR THAT CASE, WE DECIDED TO JUST, YOU KNOW, KNOW THAT THE REWRITE IS RIGHT AROUND THE CORNER, AND TAKE IT ALL UP AT ONE TIME? AT LEAST FOR CHAPTER 19. BUT I DO AGREE THAT THE WHOLE CODE SHOULD PROBABLY BE GONE THROUGH FOR FORM AND CONSISTENCY. I'M JUST NOT SURE IT WOULD BE DONE UNDER THIS ITEM.\r\n\r\n>> OKAY. MR. HART. >> CHAIR, THANK YOU. I DO WANT TO -- THE CODE REWRITE IS -- LIKE IS BASICALLY STARTED. PROJECT IS STARTED NOW. BUT IT'S GOING TO BE A SIGNIFICANT UNDERTAKING.\r\n\r\nIT'S GOING TO AFFECT EVERYONE. SO THERE GOING TO BE A LOT OF INVOLVED CONVERSATION ABOUT IT. SO I WOULD SAY IF THIS IS A FEATURE, YOU WANT US TO USE TO MOVE FORWARD WITH RATHER THAN WAITING FOR THE REWRITE. BECAUSE IT'S NOT GOING TO COME MAYBE AS QUICKLY. IT'S A MASSIVE CHANGE THAT AFFECTS A LOT OF PEOPLE. SO IT'S GOING TO TAKE SOME TIME TO GO THROUGH THE PROCESS. AND I ALSO WANT TO SAY THAT WHAT YOU WILL SEE IN THE PRESENTATION COMING UP IT'S COMPREHENSIVE AND IT'S BASICALLY GOING TO BE A REWRITE.\r\n\r\n>> MR. HART, SO WHAT ARE YOU SUGGESTING FOR THE EASE OF ADMINISTRATION? WHAT DO YOU SUGGEST? >> I WOULD SUGGEST THAT YOU NOT POSTPONE THIS FOR THE TITLE 19 REWRITE, IF YOU WANT US TO BE ABLE TO MAKE USE OF IT IN NEXT FEW YEARS. >> I GUESS, MR. HOPPER, COULD YOU LOOK AT IT BY -- THE CHAIR THINKS NEXT ITEM WOULD TAKE SOME TIME. HOW LONG WOULD YOU NEED TO GO THROUGH THE SECTION TO SEE IF "INCOMPLETE" CHANGING THAT TO "PENDING" WOULD AFFECT THE REST OF THE LEGISLATION?\r\n\r\n>> I FOUND IT REFERRING TO APPLICATIONS AND AT THIS POINT WITH YOUR TIMING INVOLVED, I DON'T KNOW IF THERE'S NOT GOING TO BE A SUBSTANTIVE DIFFERENCE BETWEEN THE TWO? I WOULD NOT RECOMMEND MAKING THE CHANGE AS PART OF THIS ITEM. YOU CAN CERTAINLY RECOMMIT IT AND LOOK AT IT, BUT AT THIS POINT, THERE'S AT LEAST A COUPLE OTHER CIRCUMSTANCES IN THE CODE, IN OTHER CODE SECTIONS DEALING WITH VARIANCE APPLICATIONS. IT'S PROBABLY ALSO A TERM I WOULD IMAGINE THE PLANNING DEPARTMENT PROBABLY USES IN ITS APPLICATION FORMS THAT IT GIVES TO PEOPLE THAT TALKS ABOUT INCOMPLETENESS. BUT IF WE WANT TO SAY THE APPLICATION IS PENDING OR INCOMPLETE, IF THERE'S GOING TO BE A SUBSTANTIVE DIFFERENCE BETWEEN THOSE TWO? THEN I THINK WE WOULD WANT TO LOOK AT THAT CODE WIDE AND SEE THAT ISSUE. RIGHT NOW, I DON'T SEE HOW THAT IS A SUBSTANTIVE DIFFERENCE BETWEEN SAYING INCOMPLETE OR PENDING, I THINK IN EITHER CASE IN THE CONTEXT OF THIS ORDINANCE MEANS IT CAN'T BE PROCESSED UNTIL YOU DO SOMETHING.\r\n\r\nAS LONG AS THAT IS CLEAR. THE PROBLEM IF YOU MAKE A CHANGE MANY ONE SECTION AND THERE'S ANOTHER SECTION, I DON'T WANT SOMEONE TO ARGUE YOU MUST HAVE MEANT SOMETHING DIFFERENT HERE BY SAYING "PENDING" RATHER THAN "INCOMPLETE." AS TITLE IS THIS IS APPLICATION COMPLETENESS REVIEW. SO LOOKING AT THAT. >> THANK YOU. WITH THAT INFORMATION, I'M OPEN TO THE WILL OF THE BODY, WHATEVER YOU GUYS WANT. >> MR. HOKAMA.\r\n\r\n>> CHAIR, A QUESTION? >> MS. KING. >> I'M AGREEING WITH YOU BOTH. I JUST HAVE A QUESTION FOR THE PLANNING DEPARTMENT. SO IF YOU -- DO YOU HAVE A MECHANISM WHERE YOU WOULD -- WHEN SOMEONE COMES TO YOU WITH A PLAN, YOU FIRST LOOK UP TO SEE IF THEY HAVE OUTSTANDING FINES? SO YOU DON'T WASTE A

LOT OF TIME GOING -- YOU KNOW, FURTHER INTO IT, BEFORE YOU FIGURE THAT OUT?>> YES AND NO, BASICALLY. YES, YES, WE DO. WE HAVE OUR KIA SYSTEM AND THERE CAN BE LAG TIME WHAT MIGHT BE IN EFFECT AND WHAT MIGHT BE IN PROCESS. THAT WOULD BE THE ONLY DISCREPANCY, I THINK. WHEN I WAS TALKING EARLIER ABOUT THE HUMAN COMPONENT OF IT, THERE CAN BE GAPS. THERE WILL BE GAPS HERE AND THERE, BUT IN GENERAL, WE DO HAVE THAT MATERIAL THAT CAN BE CHECKED BY THE CLERK. BUT THERE IS ZONING ENFORCEMENT ADMINISTRATION DIVISION, WHICH IS A DIFFERENT DIVISION WORKING WITH CORP. COUNSEL AND DOING THINGS, LIKE, ISSUING CITATIONS, AND FINES. >> I'M JUST THINKING THAT SHOULD BE THE FIRST THING YOU CHECK, AND MAKE SURE THE PERSON DOESN'T HAVE ANY FINES. AND IF THEY DO, YOU DON'T SPEND A LOT OF TIME ON IT. >> ANY OTHER QUESTIONS? WE COULD, I COULD SEND A LETTER TO THE PLANNING DEPARTMENT ASKING THEM TO CONSIDER AS THEY GO THROUGH ALL OF THE VERBIAGE CHANGES IN TITLE 19 TO CONSIDER CHANGING "INCOMPLETE" TO "PENDING," AND THE REASONS WHY AS STATED TODAY. MR. HOKAMA. >> AND CHAIR, I APPRECIATE THAT. AND ONE OF THE REASONS, AS I SHARED WITH MY COLLEAGUE FROM MOLOKA'I, "INCOMPLETE" MEANS YOU ARE MISSING SOMETHING ESSENTIAL ON THE APPLICATION. YOU DIDN'T SIGN THE FORM. YOU DIDN'T PUT YOUR FULL LEGAL NAME, WHATEVER IT BE. "PENDING" FOR ME IS NORMALLY TELLING THE APPLICANT, YES, WE'RE PROCESSING. WE REFERRED IT TO WATER, WAITING FOR WATER'S REVIEW, COMMENTS AND SIGNOFF. SO THEREFORE, IT'S PENDING. BECAUSE IT'S GOING THROUGH THE PROCESS, BUT IT'S NOT COMPLETE. BUT IT'S STILL IN THE REVIEW PROCESS. "INCOMPLETE" IS ESSENTIALLY IT'S NOT ABLE TO MOVE TO THE NEXT STEP. FOR ME IT HASN'T BEEN USED IN THAT MANNER AS FAR AS WE HAVE BEEN DOING THINGS. THANK YOU, CHAIR. >> SO LET'S PROCEED WITH THE VOTE. AND WE'LL NOTIFY THE PLANNING DEPARTMENT. ALL THOSE IN FAVOR, SAY AYE? >> AYE. >> OPPOSED, NAY? >> MOTION CARRIES. MR. CLERK. . FOR THE RECORD, BILL 16, 2020. YOU HAVE BEFORE YOU COMMITTEE REPORT 20-9, RECOMMENDING THE FOLLOWING: 1 THAT THE PROPOSED ENTITLED, "COMMUNITY PLAN AMENDMENT FROM PROJECT DISTRICT 12 TO AGRICULTURAL FOR PROPERTY AT MAALAEA, WAILUKU MAUI. 2 CHANGE THE ZONING AND -- CONDITIONAL ZONING FOR PROPERTIES SITUATED AT MAALAEA WAILUKU, MAUI, HAWAII AND TMK 2-3-6-001:018 PORTION AND BE PASSED ON FIRST READING AND ORDERED TO PRINT. THREE, RECORDATION AND 4 FILING. >> MEMBER PALIN. >> THANK YOU, CHAIR, I MOVE TO ADOPT THE RECOMMENDATIONS IN COMMITTEE REPORT 20-9 >> MOVED AND SECONDED TO PASS COMMITTEE REPORT 20-9. DISCUSSION IN MS. PALTIN. >> THANK YOU, PUGET SOUND LU COMMITTEE CONSIDERED PROPOSED BILLS TO GRANT THE COMMUNITY PLAN AMENDMENT AND CHANGE IN ZONING FOR THE MAALAEA AGRICULTURAL SUBDIVISION PROJECT. THE COMMUNITY PLAN AMENDMENT WILL CHANGE THE PROPERTY FROM PROJECT DISTRICT 12 TO AGRICULTURE. THE CHANGE IN ZONING WILL CHANGE SEVERAL PORTIONS THE PROPERTY TO AGRICULTURAL DISTRICT, MAKING THE PROPERTY ENTIRELY ZONED AGRICULTURAL DISTRICT. WHILE THE CHANGE IN ZONING IMPACTS ONLY A PORTION OF THE PROPERTY, THE ORDINANCE AND THE UNILATERAL AGREEMENT ENCUMBER THE ENTIRE PROPERTY OF THE WITH THE LAND USE ENTITLES THE LANDOWNER INTENDS TO SUBDIVIDE THE PROPERTY INTO A MAXIMUM OF 21 LOTS. THE COMMITTEE PROPOSED 16 CONDITIONS IN ZONING. I HAVE ALSO DISTRIBUTED AN AMENDMENT SUMMARY FORM PERTAINING TO CONDITION 11. SO I'M AMENDING CONDITION 11 AND IN REVIEWING THE DOCUMENTATION, AND WORKING WITH OPEN SPACE, AND BEING A COUNTY EMPLOYEE FOR 17 YEARS. >> ARE YOU MAKING A MOTION RIGHT NOW? >> AMENDMENT. >> AMENDMENT, OKAY. >> I WAS JUST GIVING MY REASONING. >> WAIT, YOU MAKE THE MOTION AND WE NEED A SECOND. >> I SECOND. >> THE MAIN MOTION? >> THE MAIN MOTION. >> NOW IS THE AMENDMENT. MOVED BY MEMBER PALTIN AND SECONDED BY MEMBER SUGIMURA TO AMEND THE MAIN MOTION. DOES EVERYBODY HAVE A COPY OF THE AMENDMENT FORM? >> YES. >> FURTHER DISCUSSION? MEMBER PALTIN. >> THANK YOU. YOU KNOW, I JUST HAVEN'T SEEN IT BE REALISTIC THAT THE COUNTY EVER COMPLETE THE PURCHASE THE ANYTHING WITHIN 120 DAYS. BESIDES PAPERCLIPS AND STUFF. SO THE AMENDED CONDITION WILL READ AS FOLLOWS: THE COUNTY OF MAUI HAS THE RIGHT OF FIRST REFUSAL TO PURCHASE FOR DRAINAGE MITIGATION PURPOSES LOT 21 AS DEPICTED ON EXHIBIT A, APPROXIMATELY 40 ACRES. OR ANY FUTURE OWNER WILL OFFER THE COUNTY THE OPTION TO PURCHASE THE LOT UPON FINAL

SUBDIVISION APPROVAL FOR THE PROPERTY. THE COUNTY WILL HAVE 120 DAYS TO COMMIT TO PURCHASING THE LOT, AND THEN YOU KNOW, MOVE FORWARD WITH IT. THIS AMENDMENT WILL ENSURE THE COUNTY MAY PURCHASE THE LOT IF IT CHOOSES IN HAD A MORE REASONABLE TIMEFRAME. >> DISCUSSION? FURTHER DISCUSSION? MS. SUGIMURA, AND THEN MR. HOKAMA. >> THANK YOU. I WONDER AT THE APPROPRIATE TIME, CHAIR, IF YOU WOULD ALLOW MR. SPENCER IS HERE, IF YOU COULD SPEAK TO THIS? >> DO YOU HAVE A QUESTION TO ASK. >> IT'S ABOUT AMENDMENT, ADDING ANOTHER CONDITION -- AMENDING. >> MR. SPENCER, ARE YOU FAMILIAR WITH THE PROPOSED AMENDMENT? >> YES. HI, MARK SPENCER. YES, I AM. ONE THING, AND WE'RE AGREEABLE TO IT. I MIGHT -- WOULD REQUEST THAT YOU ADD SOME LANGUAGE THAT HAS A TIME FRAME FOR THE COUNTY TO CLOSE AFTER THAT COMMITMENT. >> I WOULD OVER 60-90 DAYS WOULD BE FINE. >> MY QUESTION TO SOMEONE WHO KNOWS ANSWER, IS THAT REALISTIC FOR THE COUNTY? >> WE NEED SOMEONE, THE LAND AGENT. >> YOU HAVE THE 120 DAYS IS A PRETTY GENEROUS TIME TO COMMIT. SO I WOULD THINK THERE'S ALSO A TIME WITHIN THAT 120 DAYS AFTER A COMMITMENT WAS MADE TO START THAT CLOSING PROCESS. SO IT'S PROBABLY EVEN LONGER THAN THE 90 DAYS. >> YES. DID YOU WANT TO DECREASE THE 120 DAYS TO COMMIT? BECAUSE THAT IS JUST THE ACTION OF COMMITTING TO BUY IT. AND THEN TO ACTUALLY GO THROUGH THE BUDGET PROCESS, AND GET THE MONEY, AND NOW WE HAVE AN OPEN CONSERVATION COMMITTEE. >> MR. SPENCER, IT SEEMS THAT THE CHAIR OF THE COMMITTEE IS TRYING TO GIVE YOU SOME LATITUDE HERE. THE COUNTY WILL HAVE 120 DAYS TO COMMIT TO PURCHASE, NOT TO PURCHASE. >> MY CONCERN IS IF THEY COMMIT WITHIN THE 120 DAYS, WHAT IS THE TIMEFRAME I HAVE TO WAIT FOR THEM TO CLOSE AFTER THEY COMMIT TO PURCHASING IT? >> WE NEED TO ASK -- >> WELL MAYBE WE NEED TO ADD A LITTLE BIT MORE LANGUAGE TO TIGHTEN THAT UP? >> HOW DO YOU FEEL ABOUT COMMITTING AND MOVING FORWARD WITHIN NINE MONTHS? >> NO, THAT IS TOO MUCH. AS A SUGGESTION. THE COUNTY WILL HAVE 120 DAYS TO COMMIT TO PURCHASING THE LOT, AND 60-90 -- WHICHEVER, 60 DAYS TO COMPLETE THE PURCHASE. OR 90 DAYS TO COMPLETE THE PURCHASE? SOMETHING SPECIFIC LIKE THAT. >> MADAM CHAIR? >> PICK A NUMBER. >> YES, MR. MOLINA. >> MAYBE IF THE LANGUAGE IS APPROPRIATE -- HAVE UP TO 90 DAYS -- CORP. COUNSEL CAN ADD? >> UP TO 90 DAYS TO COMMIT TO PURCHASE THE PROPERTY. >> MS. LUTEY? >> IT WOULD BE TO CLOSE. >> TO CLOSE. >> I DON'T KNOW IF THAT IS REALISTIC? BECAUSE YOU HAVE TO DO THE APPRAISAL AND THEN WE HAVE GOT TO GET THE MONEY. >> ASK FINANCE. CAN WE ASK FINANCE, SO WE'RE NOT GUESSING? >> CHAIR, MAYBE WE COULD ASK OUR BUDGET CHAIR TO WEIGH-IN? BECAUSE I THINK IT WOULD HAVE TO GO THROUGH THE BUDGET COMMITTEE AND IT HAS GO THROUGH THE WHOLE PROCESS; RIGHT? >> IT'S A LOT. >> WHY DON'T WE PUT THIS ON HOLD, AND TRY AND GET SOMEBODY FROM FINANCE? BUT BE THINKING OF SOME SPECIFIC NUMBERS THOUGH, BECAUSE I DON'T THINK THEY NEED 120 DAYS TO COMMIT. >> YES. >> THEY COULD TAKE 30 DAYS TO COMMIT AND 120 DAYS TO COMPLETE. >> I WOULD SAY 30 DAYS TO COMMIT AND ONE YEAR TO COMPLETE THE PROCESS. >> THAT IS A LONG TIME. >> THAT IS TOO LONG TO KEEP THE PARCEL IN LIMBO. I WOULD BE AGREEABLE TO 30 DAYS TO COMMIT AND AGAIN, I'M SPEAKING FOR MY FAMILY, WHICH IS MAYBE DANGEROUS RIGHT NOW. I WOULD BE WILLING TO STICK MY NECK OUT SAYING 30 DAYS TO COMMIT AND SIX MONTHS TO CLOSE. >> MR. HOKAMA. >> CHAIR, IF I MAY ASK? WHY DO WE NEED TO BUY THIS LOT? WHY DON'T WE JUST MAKE IT A CONDITION? YOU WANT THIS APPROVAL, THIS LOT IS REQUIRED FOR OUR DRAINAGE AND YOU WILL DEDICATE THIS LOT, PERIOD. I DON'T KNOW WHY WE'RE CONSIDERING A PURCHASE IF IT'S A REQUIRED THING FOR OUR DRAINAGE AND EVERYTHING ELSE. >> I DON'T KNOW. I MEAN, FIRST RIGHT OF REFUSAL SEEMS TO GIVE THE COUNTY AN OPTION OF WHETHER THEY WANT TO USE THIS PROPERTY OR NOT. >> SO THE REASON FOR THAT, I MEAN, WE WERE IN ALL THE MEETINGS. I DRIVE BY IT EVERY DAY AND THERE'S SIGNIFICANT GULCHES AND A LOT OF -- THAT IS WHERE A LOT OF CHANGE IN ZONINGS WERE FROM OPEN TO ALL THOSE OTHER THINGS. AND YOU KNOW, IT'S KIND OF OBVIOUS THAT OF THE PUAKEA WATERSHED, THE RUN-OFF DOES OCCUR IN THAT SECTION BY A VISUAL DRIVE-BY AND WATCHING WATER RUN INTO THE OCEAN FOR MY WHOLE LIFE. THAT IS AN IMPORTANT SECTION OF THE PROPERTY. >> WHY DON'T WE GO BACK TO 30 DAYS TO COMMIT AND SIX MONTHS TO CLOSE. HOW'S THAT? >> IT'S A LOT OF TIME. ANYBODY HAVE A PROBLEM WITH THAT? MS.

RAWLINS-FERNANDEZ? >> MAHALO, CHAIR. I MOVE TO AMEND THE AMENDMENT TO MVI, LLC. OR ANY FUTURE OWNER WILL OFFER TO DEDICATE THIS LOT TO THE COUNTY.\r\n\r\n>> SO THIS CHANGES THE AMENDMENT COMPLETELY. >> I WILL WAIT FOR THE APPROPRIATE TIME THEN. MAHALO, CHAIR. >> ARE YOU OPEN TO HER IDEA? SO YOU WOULD WITHDRAW YOUR AMENDMENT. >> SHE IS NOT TALKING ABOUT 120 DAYS OR ANYTHING LIKE THAT. >> I WITHDRAW.\r\n\r\n>> THE MOTION IS WITHDRAWN. AND THE SECOND IS WITHDRAWN BY MS. SUGIMURA. SO WE JUST HAVE THAT MAIN MOTION, WHICH IS SO PASS THE PROJECT. SO NOW MS. RAWLINS-FERNANDEZ, I THINK WOULD BE A GOOD TIME FOR YOU TO COME IN WITH YOUR AMENDMENT. >> OKAY.\r\n\r\n>> IS IT LONG? DO WE NEED TO HAVE IT WRITTEN DOWN? >> IT'S FOLLOWING MEMBER PALTIN'S AMENDMENT SUMMARY FORM AND MOVE TO AMEND CONDITION 11, THE COUNTY OF MAUI WILL HAVE THE RIGHT OF FIRST REFUSAL -- I'M GOING TO HAVE TO WORK ON IT. THE COUNTY OF MAUI WILL HAVE THE RIGHT TO ACCEPT -- MAHALO, MEMBER HOKAMA, FOR DRAINAGE MITIGATION PURPOSE DEPICTED ON EXHIBIT I, 40 ACRES, WILL OFFER THE COUNTY THE OPTION TO HAVE DEDICATED OR ACCEPT UPON. >> YOU'RE LOSING ME. HAVE DEDICATED? >> TO ACCEPT, NOT HAVE DEDICATED.\r\n\r\n>> TO ACCEPT THE LOT UPON FINAL SUBDIVISION APPROVAL FOR THE PROPERTY. >> THIS MAKES IT KIND OF HARD. WHY DON'T WE TAKE A SHORT RECESS TO HAVE SOMEBODY REWRITE THIS, OKAY? >> MAHALO, CHAIR. >> HOW LONG? TEN MINUTES? >> FIVE MINUTES.\r\n\r\n>> YOU KNOW WHAT? LET'S MAKE IT 10. >> 10 MINUTES. 11:37 RECESS [GAVEL] IT'S 11:41 AND WE ARE GOING TO CONSIDER A PROPOSED AMENDMENT BY VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. I MOVE TO AMEND CONDITION 11 TO READ AS FOLLOWS: MVI, LLC. OR ANY FUTURE OWNER WILL DEDICATE TO THE COUNTY OF MAUI LOT 21 AS DEPICTED ON EXHIBIT I, WHICH IS APPROXIMATELY 40 ACRES FOR DRAINAGE MITIGATION PURPOSES UPON FINAL SUBDIVISION APPROVAL FOR THE PROPERTY. >> SECOND.\r\n\r\n>> >> IT'S BEEN MOVED AND SECONDED TO AMEND THE MAIN MOTION TO INCLUDE THIS -- WHAT WAS JUST READ BY MEMBER RAWLINS-FERNANDEZ. DISCUSSION? MS. KAMA. >> QUESTION. DOES IT TAKE 40 ACRES TO DO DRAINAGE? >> THAT IS ONE QUESTION.\r\n\r\n\r\nWHY DON'T WE -- GO AHEAD, MS. SUGIMURA. >> I WOULD LIKE TO HEAR FROM THE DEVELOPERS. >> ANY OTHER QUESTIONS WHILE THEY ARE COMING UP? MR. SPENCER, CAN YOU PLEASE COME UP? MR.\r\n\r\n\r\nHOKAMA. >> CHAIR, I GUESS FOR MS. KAMA, I GUESS A PUBLIC WORKS PERSON AND I JUST READ A RECENT COMMUNICATION FROM OUR WATER. SO IF MAYBE SOMEBODY FROM WATER CAN COME FORWARD, TOO, PLEASE? THANK YOU. >> JOYCE, CAN WE CALL SOMEBODY FROM PUBLIC WORKS, AND FROM WATER, PLEASE? AND THEN ANY OTHER QUESTIONS?\r\n\r\n\r\n>> I JUST HAD KIND OF -- I DON'T KNOW IF IT'S A QUESTION OR MORE A COMMENT? IN MY VIEW, IT'S A LITTLE SIMILAR TO WAIKAPU COUNTRY TOWN, WHERE HE DEVELOPS ONE SECTION, AND THEN HE DESIGNATED 800 ACRES TO AG. I KIND OF VIEW IT SIMILARLY AS HE DEVELOPS THE APPROPRIATE AREA AND THEN THIS SIDE, WHERE THERE'S ALL THAT DRAINAGE CONCERNS, AND THE STOP LIGHT AND EVERYTHING IS DESIGNATED TO ADDRESS THOSE ISSUES AND CAN CONTINUE IN AGRICULTURE AS WELL. SO I JUST WANTED TO PUT THAT OUT THERE, IT'S REALLY SIMILAR AS WAIKAPU COUNTRY TOWN. OF COURSE, THE DEVELOPER CAN REFUSE THE CONDITION, BUT HE CAN ALSO ACCEPT IT IN THE SPIRIT FOR THE SITUATION OF WHETHER IT'S AGRICULTURE FOR CLIMATE CHANGE SELF-SUSTAINABILITY OR DRAINAGE MITIGATION TO ENSURE MAALAEA BAY WATER GETS CLEANED UP? AND I KNOW THAT THE PROBLEM IS COMING FROM STATE LANDS, BUT IT'S ALL OF OUR PROBLEMS, REALLY, INCLUDING THE PEOPLE THAT WOULD LIVE IN THIS AGRICULTURAL SUBDIVISION AS WELL. SO JUST THROWING THAT OUT THERE.\r\n\r\n\r\n>> OKAY. SO YOUR UNDERSTANDING IT IS THAT THIS IS A REQUIREMENT TO HAVE THE DEVELOPER DONATE 40 ACRES? >> NO, IT'S NOT MY UNDERSTANDING THAT IT'S A REQUIREMENT. IT'S BEING PUT OUT THERE, YOU KNOW? AND IT'S HIS CHOICE OF HOW HE WOULD RESPOND TO IT? JUST PUTTING IT OUT THERE, THAT IT HAS BEEN DONE BY OTHER DEVELOPERS THAT WORK WITHIN OUR COMMUNITY, NAMELY MR. ATHERTON AND HE AS HIS FAMILY'S REPRESENTATIVE HAS THE OPTION TO SAY IT'S NOT GOING TO WORK OUT.\r\n\r\n\r\nI'M JUST SAYING, IT'S NOT A CRAZY IDEA. IT HAS BEEN DONE IN MAUI IN THE RECENT PAST, IN THE SAME AREA SO THAT WAS JUST NOT POINT, NOT THAT IT'S A REQUIREMENT, BUT SOMETHING DEFINITELY TO THINK ABOUT AND DISCUSS. >> I JUST NEEDED CLARIFICATION. BECAUSE A FEW MINUTES AGO, IT WAS THE COUNTY HAD FIRST RIGHT OF REFUSAL. NOW IT'S MORE OF A REQUIREMENT FOR THE DEVELOPER TO GIVE 40 ACRES

OF HIS LAND TO THE COUNTY. RIGHT? IF HE SAYS YES.\r\n\r\n>> SO I SUPPORT HAVING THE DISCUSSION. >> OKAY. ANY MORE QUESTIONS FOR THE DEVELOPER, SO HE CAN JUST GO RIGHT THROUGH THEM? MR. SPENCER. >> FIRST OF ALL, I APPRECIATE WHAT COUNCIL MEMBER IS SAYING, BUT I DO THINK IT'S A COMPLETELY DIFFERENT SITUATION. ATHERTON'S PROJECT WAS GOING FROM AG TO INCREASING DENSITY WITH A LOT OF UNITS.\r\n\r\nSO HE WORKED WITH YOU GUYS AND DID THAT. WHAT I'M HERE ASKING IS NOT FOR THE SUBDIVISION. THAT IS AN ADMINISTRATIVE PROCEDURE. THAT HAS GOTTEN INTO YOUR DISCUSSIONS. WHAT I'M ASKING IS TO CHANGE THE COMMUNITY PLAN FROM 1100 HOMES TO AG. I'M REDUCING DENSITY. I HAVE NO PROBLEM WORKING WITH THE COUNTY TO ADDRESS DRAINAGE CONCERNS.\r\n\r\nI THINK GIVING 44 ACRES FOR THAT IS NOT FOR DRAINAGE THAT MUCH. IN TALKING TO MY ENGINEER, HE IS ESTIMATING ABOUT FOUR ACRES WOULD BE REQUIRED TO ADDRESS DRAINAGE. WE'RE MORE THAN WILLING TO WORK WITH PUBLIC WORKS TO FIGURE OUT WHAT THAT IS? BUT JUST TO CARVE OUT A LARGE LOT WE ALREADY HAVE AND CALL THAT DRAINAGE, I DON'T THINK IS ACCURATE. SO WE'RE NOT WILLING TO DO THAT. BUT WE ARE WILLING TO WORK WITH PUBLIC WORKS, 13:49:07 WHATEVER DEPARTMENT IS MOST APPROPRIATE TO FIGURE THAT OUT. >> MS.\r\n\r\nKAMA, YOU HAD ANOTHER QUESTION? >> I THINK HE ANSWERED IT, WHEN I ASKED HOW MANY ACRES DOES IT TAKE TO DO DRAINAGE. >> MS. SUGIMURA, YOU HAVE A QUESTION? >> THANK YOU FOR BEING HERE. >> SPEAK INTO YOUR MIC. >> I JUST WANTED TO HEAR WHAT I HAS TO SAY ABOUT ALL OF THIS, BECAUSE IT'S HIS LAND.\r\n\r\n>> SO YOU DON'T HAVE ANY QUESTIONS. >> NO QUESTIONS. >> MS. PALTIN. >> IS THERE ANY CHANCE IT COULD BE UP TO 20 ACRES? >> MR. SPENCER.\r\n\r\n>> I GUESS I HAVE AN ANALYTIC ISSUE, WHATEVER IS REQUIRED FOR DRAINAGE IS REQUIRED TO DRAINAGE AND TO ASSIGN A RANDOM NUMBER TO IT, YEAH, I HAVE A LITTLE BIT OF AN ISSUE WITH THAT. IT'S ALMOST -- I FEEL LIKE WE HAVE BEEN VERY AGREEABLE. WE HAVE 16 CONDITIONS. AND IT JUST FEELS LIKE IT'S AN ASK JUST FOR AN ASK, AND I'M GOING TO WANT TO RESTATE, WE'RE MORE THAN WILLING TO WORK WITH THE ENGINEERS, THE PEOPLE AT THE COUNTY THAT KNOW THESE THINGS. WHATEVER THEY TELL US THEY NEED FOR DRAINAGE FOR EASEMENTS, WE'LL WORK WITH THEM ON THAT. WHETHER IT'S FOUR ACRES, 20 ACRES, BUT I JUST DON'T WANT TO THROW OUT A NUMBER OF 20 ACRES. >> THAT MAKES SENSE.\r\n\r\n>> GOING DOWN THE LINE. MR. HOKAMA YOU DO YOU HAVE ANY QUESTIONS? MS. RAWLINS-FERNANDEZ? MS. KING?\r\n\r\n>> CHAIR, SO I THINK WE'RE WAITING ON PUBLIC WORKS TO COME. SO MAYBE THEY CAN GIVE US -- ENLIGHTEN US ON WHAT KIND OF EASEMENT WE WOULD BE LOOKING FOR DRAINAGE? WHAT I WANTED TO ASK MR. SPENCER IS WHAT IS YOUR -- THERE'S NOTHING IN THE CONDITIONS ABOUT AFFORDABLE HOUSING. SO WHAT IS YOUR PLAN TO FULFILL AFFORDABLE HOUSING REQUIREMENTS? >> WE INTEND TO MEET THE REQUIREMENTS PER THE COUNTY ORDINANCE. >> RIGHT.\r\n\r\nBUT ARE YOU PLANNING -- HOW ARE YOU PLANNING TO MEET THOSE REQUIREMENTS. >> WE'RE STILL EXPLORING THAT, BUT THAT IS A CONDITION. >> ARE YOU ANTICIPATING THAT AFFORDABLE HOUSING WILL GET BUILT OR YOU WILL BE SATISFYING THOSE REQUIREMENTS WITH CREDITS? >> REALLY NOT SURE. >> THERE IS NOT A COMMITMENT RIGHT NOW? >> THERE'S A COMMITMENT TO FOLLOW THE GUIDELINES. >> I UNDERSTAND THAT.\r\n\r\n>> I DON'T HAVE AN ANSWER. I DON'T KNOW. WE'RE PROBABLY LEANING TOWARDS PAYING WHATEVER THE FEE IS THAT IS IN THE ORDINANCE, BUT I CAN'T SAY THAT FOR CERTAIN. >> FAIR ENOUGH. AND I GUESS MY OTHER QUESTION IS THAT YOU HAVE RIGHT NOW NO PROSPECTS FOR SELLING THE PROPERTY? >> THERE'S SOMEONE THAT HAS LOOKED AT IT, BUT NOTHING BEYOND THAT. >> OKAY.\r\n\r\nTHANK YOU. >> MR. MOLINA, DO YOU HAVE ANY QUESTIONS? >> THANK YOU, MADAM CHAIR AND JUST ONE GENERAL QUESTION IT'S RELATES TO THE PROPOSED AMENDMENT. ARE YOU AMENABLE TO US WORDSMITHING THIS PROPOSED CONDITION TO MAKE IT MORE, I GUESS PALATABLE, WHERE IT'S NOT SPECIFIC WITH THE TOTAL AMOUNT OF ACREAGE, AND JUST MAYBE SOMETHING MORE GENERAL, THAT YOU WILL WORK IN COMPLIANCE WITH THE COUNTY OF MAUI TO ADDRESS DRAINAGE MITIGATION PURPOSES? I'M SAYING, I'M SURE YOU HAVE REVIEWED THE PROPOSED WORDING. WHAT YOU WOULD YOU RECOMMEND IN THE PROPOSED WORDING?\r\n\r\n>> ACTUALLY I HAVE NOT SEEN THE PROPOSED WORDING YET. I WOULD BE AMENABLE TO THAT AND I THINK THAT WOULD BE A GOOD QUESTION WHEN PUBLIC WORKS SHOWS UP? I'M ASSUMING THEY ARE THE ONES THAT ARE THE MOST KNOWLEDGEABLE, THAT WILL DETERMINE WHAT THEY NEED FOR A DRAINAGE

EASEMENT. AND THAT, I WOULD THINK THOSE WOULD BE THE ONES THAT I WOULD WANT TO WORK WITH. >> OKAY. JUST GO AHEAD AND WAIT FOR PUBLIC WORKS, MADAM CHAIR. THANK YOU.\r\n\r\n>> WE'LL WAIT FOR THEM. MR. SINENCI AND MS. KAMA. >> THANK YOU, CHAIR. I GUESS I'M IN RECEIPT OF SOME PUBLIC TESTIMONY FROM THE MAALAEA VILLAGE ASSOCIATION. AND ALSO, I WAS JUST GIVEN CORRESPONDENCE FROM THE DEPARTMENT OF WATER SUPPLY ABOUT MENTIONING THAT IT MAY EXCEED THE SUSTAINABLE YIELD OF THIS AREA.\r\n\r\nSO I'M THINKING, AND THE TESTIMONY ALSO MENTIONED ABOUT STATE LEGACY LAND CONSERVATION PROGRAMS. SO THOSE POSSIBILITIES. IT SEEMS LIKE FOR ME, THERE'S A LOT OF DISCUSSION, AND I WOULD RECOMMEND MAYBE DEFERRING THE ITEM SO THAT WE CAN KIND OF GET ALL OF THESE ISSUES ADDRESS -- ADDRESS A LOT OF ISSUES, INCLUDING FROM THE DEVELOPER. AND EVEN LOOKING AT WHAT ACREAGE ACTUALLY THE DRAINAGE SECTION OF THE PROPERTY? THANK YOU, CHAIR. >> MS. KAMA.\r\n\r\n>> THANK YOU, CHAIR. SO MR. SPENCER, DO YOU NOW HAVE THE COPY OF THE REVISED CONDITIONS IN FRONT OF YOU? >> YES, I DO. >> SO I PUT SOME VERBIAGE IN THERE AND I JUST WANTED TO SEE IF YOU ARE ABLE TO COMMIT TO THAT? IT SAYS MVI, LLC. OR ANY FUTURE OWNER WILL DEDICATE TO THE COUNTY OF MAUI AS MANY ACRES AS NECESSARY FOR DRAINAGE MITIGATION PURPOSES UPON FINAL SUBDIVISION APPROVAL FOR THE PROPERTY.\r\n\r\n>> I DON'T HAVE THAT, BUT UPON HEARING THAT, YES, I WOULD AGREE TO THAT. >> OKAY. >> THANK YOU. >> COULD YOU REPEAT WHAT YOU JUST SAID? THE LAST PART? >> MVI, LLC. OR ANY FUTURE OWNER WILL DEDICATE TO THE COUNTY OF MAUI AS MANY ACRES AS NECESSARY FOR DRAINAGE MITIGATION PURPOSES UPON FINAL SUBDIVISION APPROVAL FOR THE PROPERTY.\r\n\r\n>> COULD I ADD THAT MAYBE YOU ADD A CLAUSE IN THERE WITHIN LOT 21? >> NO, I DELETED THAT. >> ADD YOUR THING "WHATEVER IS NECESSARY" BUT WITHIN LOT 21? >> I COULD DO THAT >> WE MAY HAVE A PROBLEM WITH GETTING A REPRESENTATIVE FROM PUBLIC WORKS. SO WE MAY HAVE TO -- THAT IS WATER. I'M JUST SAYING PUBLIC WORKS WE MAY NOT BE ABLE TO GET SOMEONE HERE QUICKLY. SO MAYBE AFTER LUNCH MIGHT BE POSSIBLE? EVERYBODY OKAY WITH THAT? MEANWHILE, DID SOMEBODY HAVE A QUESTION ON WATER? \r\n\r\nWE HAVE WENDY TAOMOTO HERE FROM WATER. THANK YOU FOR COMING, WENDY. WAS IT YOU, MR. HOKAMA. >> YES. >> MR. HOKAMA.\r\n\r\n>> THANK YOU, CHAIR. MS. TAOMOTO, WE HAVE RECEIVED A COPY OF WRITTEN COMMUNICATION FROM YOUR DIRECTOR REGARDING THIS PROJECT, AND HE STATES IN TWO PARAGRAPHS HIS CONCERN. SO IN PLAIN LANGUAGE, WHAT YOU ARE TELLING THIS COUNCIL THIS MORNING IS THERE IS NOT ENOUGH WATER FOR THIS PROJECT? IS THAT THE BOTTOM-LINE? >> I'M JUST GOING TO TAKE A FEW SECTIONS, BECAUSE THIS WAS PREPARED BY OUR RESOURCES AND PLANNING DIVISION ON COMMENT 13. AND IN COMMENT 14 CAME FROM ENGINEERING DIVISION. AS TO CONDITION 13, WE DON'T HAVE SUFFICIENT INFORMATION FROM THE APPLICANT TO DETERMINE HOW THIS PROJECT THE WAIKAPU COUNTRY TOWN AND WAIOLI PROJECT IS SHARING IN THE 3 MILLION GALLONS FROM THE AGENCY AQUIFER, BECAUSE THE DEPARTMENT IS AWARE OF THOSE TWO OTHER PROJECTS AND THE STATEMENT IS CORRECT, THERE IS A A QUESTION IN OUR MIND, IS THERE A CHANGE IN THEIR OTHER -- OTHER TWO PROJECT DEMANDS TO ACCOMMODATE THIS PROJECT?\r\n\r\nUNTIL WE GET THAT INFORMATION, WE WOULDN'T BE ABLE TO COME TO A DETERMINATION. AS TO QUESTION 14, CONDITION 14 AGAIN, WE DIDN'T RECEIVE THE ENGINEERING REPORT. SO I DIDN'T FEEL IT WAS RESPONSIBLE FOR ME TO MAKE ANY DECISIONS OR RECOMMEND ANY DECISION UNTIL I REVIEWED THE REPORT AT THIS TIME WE DIDN'T GET ANY INFORMATION OTHER THAN THE REQUEST TO RESPOND. WHEN I REVIEWED THE FILE BEFORE I CAME DOWN, OUR LAST COMMENTS PRIOR TO THIS WAS JULY 5TH PUBLIC WORKS LETTER, WHICH SUMMARIZED OUR COMMENTS TO THE PRELIMINARY SUBDIVISION APPROVAL LETTER. SINCE THAT TIME AND THIS LETTER, WE HAVE NOT RECEIVED ANY INFORMATION. >> BUT WE DO HAVE THE ENGINEER HERE, STACI OTOMO. >> THANK YOU, CHAIR.\r\n\r\nMANY TAOMOTO, AS FAR AS YOUR DEPARTMENT AND STATE'S CWRM IS CONCERNED YOU HAVE NOT BEEN MADE OF ANY ATTENTION TO DRILL ADDITIONAL PRIVATE WELLS FOR CAPACITY OR EXPLORATORY WELLS TO PROVIDE WATER FOR THIS PROPOSED PROJECT? NOTHING AS FAR AS YOU ARE AWARE OF? >> CORRECT. THE DEPARTMENT IS NOT ENGAGED IN ANY DISCUSSIONS FOR DEDICATION OF ANY SOURCE WITH THIS PARTICULAR DEVELOPER. THE OTHER DEVELOPERS, YES, WE HAVE IN THE PAST HAD DISCUSSIONS. WAIKAPU COUNTRY TOWN AND WAIOLI. >> I REMEMBER THE COMMITTEE AND

COUNCIL QUESTIONED THOSE AREAS VERY DETAILED.\r\n\r\nSO AGAIN, THIS IS MY QUANDARY NOW. UNTIL THEY GET THE WELLS, WE'RE NOT SURE WHETHER THERE'S SUFFICIENT WATER TO EVEN APPROVE THE SUBDIVISION APPLICATION. IS THAT CORRECT? THAT IS HOW I READ 13. >> THERE IS A PROVISION UNDER WATER DEPARTMENT FOR SUBDIVISION THAT THERE'S AN EXEMPTION THAT COULD BE CLAIMED IF THAT WATER SYSTEM OR SOURCE MET THE EXEMPTIONS, WHICH WOULD BE NON-REGULATED PRIVATE WATER SYSTEM. >> NON-REGULATED. >> NON-DEPARTMENT OF HEALTH REGULATED PRIVATE WATER SYSTEM, MEANING THE COMMUNITY -- NUMBER OF PERSONS -- CUSTOMERS, METERS. >> REGULATED BY THE PUC? \r\n\r\n>> I'M NOT SURE ABOUT THE PUC. ALL I KNOW IS THE TITLE 14 WATER AVAILABILITY ALLOWS AN EXEMPTION FOR THE PRIVATE WATER SYSTEMS THAT ARE NOT REGULATED BY THE DEPARTMENT OF HEALTH, AND UNTIL WE GET INFORMATION ON WHICH -- >> SO IN PLAIN LANGUAGE, AGAIN, YES, FOR MOST PEOPLE, THAT MEANS THEY ARE NOT DOING ANYTHING POTABLE OR DRINKING? >> NO, THAT MEANS THAT THEY ARE DOING -- PROVIDING POTABLE WATER, BUT THE NUMBER OF CUSTOMERS SERVED DOESN'T TRIGGER PUBLICLY-REGULATED WATER STILL UNDER THE DEPARTMENT OF HEALTH'S RULES. >> BUT THIS IS SERVING A PUBLIC PURPOSE? >> PRIVATE WATER SYSTEM. >> WELL, LANA'I WATER SYSTEM IS PRIVATE, BUT IT'S THE PUBLIC. >> IT'S PUBLICLY REGULATED.\r\n\r\n>> RIGHT. >> THERE ARE WATER SYSTEMS THAT ARE POTABLE WATER, PRIVATELY-OWNED, BUT NOT REGULATED UNDER THE DEPARTMENT OF HEALTH RULES BECAUSE OF THE SMALL NUMBER OF PEOPLE SERVED, OR CUSTOMERS. >> AND IS COMPLETELY SEPARATED FROM COUNTY'S SYSTEM? >> YES, AND THERE IS AN EXEMPTION IN TITLE IS 14-12 THAT ALLOWS EXEMPTION FOR THOSE TYPES OF SUBDIVISIONS THAT PROVIDE THAT DOCUMENTATION. WE WOULD HAVE TO EXEMPT THEM FROM OUR RULES, WATER AVAILABILITY RULES. >> EVEN IF THEY PULL FROM THE SAME AQUIFER AS OUR OTHER PROJECTS? >> YES.\r\n\r\n>> REALLY? >> I MEAN, THEY ARE EXEMPT FROM SHOWING THE DEPARTMENT -- >> WE'RE NOT SURE THEY ARE DRAWING THEN? >> THEY ARE EXEMPT FROM OUR TITLE 14 WATER AVAILABILITY RULES. WE DON'T HAVE JURISDICTION. >> I APPRECIATE YOU EXPLAINING THIS, BECAUSE PEOPLE WANT TO KNOW, ESPECIALLY IF THEY ARE DRINKING POTABLE WATER? SO I GUESS NOBODY IS GOING TO BE WATCHING THIS WATER THEN. FROM A GOVERNMENTAL STANDPOINT.\r\n\r\nTHE HEALTH DEPARTMENT WON'T PAY ATTENTION TO IT? COUNTY WATER DEPARTMENT WON'T PAY ATTENTION TO IT. >> WELL, WITHDRAWAL OF WATER FROM AQUIFER IS REGULATED BY CWRM AND NOT DEPARTMENT OF HEALTH. >> OKAY. >> AT THIS POINT YOUR DEPARTMENT CANNOT SAY THERE IS A LONG-TERM SUPPLY OF WATER FOR THIS PROJECT? >> THE FIRST DOCUMENT THAT WE NEED TO HAVE IF IT'S A PUBLIC-PRIVATE WATER SYSTEM, ONE? OR THEY ARE GOING TO DRILL A WELL AND PROPOSE A DEDICATION TO THE DEPARTMENT OF WATER SUPPLY?\r\n\r\nONCE THEY SAY IT'S PRIVATE, THEN ANOTHER DETERMINATION NEEDS TO BE MADE WITH DOCUMENTATION SAYING IT'S EITHER PUBLICLY-REGULATED BY THE DEPARTMENT OF HEALTH OR NOT REGULATED BY THE DEPARTMENT OF HEALTH, AND THEN I APPLY THE RULES OF TITLE 13. BUT THERE IS A PROCESS AND UNTIL I HAVE THE INFORMATION, I DON'T KNOW WHICH WAY IT IS. >> I UNDERSTAND NOW YOU ARE SHARING WITH US. SO I APPRECIATE YOUR COMMENTS. MS. TAOMOTO. >> THANK YOU, CHAIR. THANK YOU MS.\r\n\r\nTAOMOTO FOR COMING AND EXPLAINING THIS. MY QUESTION IS IN LIGHT OF SITUATION WHAT WE HAVE IS JUST THE CHANGE IN ZONING TO AGRICULTURE. AND THEN KNOWING THAT CHANGING IT TO AGRICULTURE WOULD ALLOW FOR AGRICULTURAL SUBDIVISION WITH NO FURTHER REVIEW. BEING THAT, IT'S NOT BEEN DETERMINED THAT THERE MAY OR MAY NOT BE LONG-TERM WATER SOURCE, WOULD THAT BE THE NEXT STEP IN THE SUBDIVISION APPROVAL PROCESS? >> MS. TAOMOTO, IF YOU DON'T KNOW, THAT IS OKAY. IT'S FOR PUBLIC WORKS TO ANSWER.\r\n\r\n>> I WOULD JUST ASK THAT REQUEST BEFORE COUNCIL IS JUST A CHANGE IN ZONING. >> AND COMMUNITY PLAN AMENDMENT. >> CHAIR LEE IS CORRECT, IF YOU ARE CONCERNED ABOUT AFTER -- A CHANGE IN ZONING APPROVAL TO AGRICULTURE AND THEN A SUBSEQUENT AGRICULTURAL SUBDIVISION, THAT WOULD BE A PUBLIC WORKS QUESTION. THERE IS NO EXEMPTION IN OUR WATER RULES FOR AGRICULTURAL SUBDIVISION VERSUS AN URBAN/RURAL, SAME RULES. SO WE'LL BE BACK TO THE SAME PLACE WITH THE WATER DEPARTMENT, IF A SUBDIVISION WAS APPLIED FOR. >> SO THAT WOULD BE THE TIME THAT YOU WOULD TAKE UP THIS ISSUE? >> IF YOU GIVE THEM THE CHANGE IN ZONING TO AG, AND THEY WANT TO SUBDIVIDE THEIR AG SUBDIVISION, THEY WOULD BE

SUBJECT TO THE SAME RULES AS ANY SUBDIVISION APPLICANT.\r\n\r\nBACK TO THE SAME THING I SAID. I WOULD MAKE THE DETERMINATION, IS IT PUBLIC OR PRIVATE OR IS REGULATED OR NOT REGULATED? SAME TITLE 14 RULES APPLY FOR AG SUBDIVISIONS. >> OKAY. THANK YOU. >> ARE THERE MORE QUESTIONS FOR THE WATER DEPARTMENT? IF NOT, THANK YOU, WENDY.\r\n\r\nDID YOU HAVE ONE? I'M SORRY? OKAY. CAN WE CONTINUE WITH SKIPPING TO KEANI RAWLINS-FERNANDEZ? BECAUSE WE'RE GOING TO NEED THE PUBLIC WORKS REPRESENTATIVE HERE TO FINISH THIS ONE UP. SO IF YOU DON'T MIND TAKING BILL NO. 1-2020 AND SO FORTH.\r\n\r\n>> SURE, CHAIR, I WILL WITHDRAW MY MOTION. >> WE'RE JUST GOING TO DEFER THIS TO THE END OF THE CALENDAR. >> ALL RIGHT. NO OBJECTION. >> NO, NO, NOT YOURS. MS. PALTIN'S ITEM.\r\n\r\n>> RIGHT. WE'RE GOING TO MOVE CR20-9 TO END OF AGENDA. >> YES. >> END OF THE CALENDAR. AND WE'RE GOING TO TAKE UP BILL 1, MR. CLERK. >> ALL OF YOURS.\r\n\r\n>> AND I GUESS, SINCE I HAVE THE MIC RIGHT NOW. MAY I REQUEST THAT ALL BILLS FROM 1-8 BE TAKEN UP OR CALLED UP. >> NO OBJECTIONS. >> OH, THAT WAS FAST. SO YOU ARE GOING TO CALL THEY WILL UP NO OBJECTIONS, MR. CLERK, CAN YOU READ THEM? >> MADAM CHAIR, PROCEEDING WITH ORDINANCES, SECOND AND FINAL READING YOU HAVE BEFORE YOU BILL NO.\r\n\r\n1 (2020) ENTITLED A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM PUKALANI-KULA-ULUPALAKUA ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS. >> BILL NO. 2 (2020) ENTITLED, "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES, DEPARTMENT OF PARKS AND RECREATION, LANAI COMMUNITY PLAN AREA, PARKS AND RECREATION, BOND FUND, LANAI PARKS SYSTEM, TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS AND TOTAL APPROPRIATIONS OPERATING CAPITAL IMPROVEMENT PROJECTS." BILL 3 (2020) A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C LANAI PARKS SYSTEM. BILL NO. 4 (2020) A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4985, BILL NO. 34 (2019) RELATING TO ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE SALE AND DELIVERY OF SAID BONDS, DEPARTMENT OF PARKS AND RECREATION LANAI PARKS SYSTEM.\r\n\r\nBILL 5 (2020) A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES DEPARTMENT OF MANAGEMENT WAILUKU-KAHULUI COMMUNITY PLAN AREA, OTHER PROJECTS INFORMATION TECHNOLOGY DATA CENTER, ET CETERA. BILL NO. 6 (2020) A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE APPENDIX C CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF MANAGEMENT. BILL 7 (2020) A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES DEPARTMENT OF PARKS AND RECREATION. BILL NO. 8 (2020) ENTITLED, "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES, DEPARTMENT OF FIRE AND PUBLIC SAFETY, FIRE/RESCUE OPERATIONS PROGRAM, TOTAL OPERATING APPROPRIATIONS AND TOTAL APPROPRIATIONS OPERATING AND CAPITAL IMPROVEMENT PROJECTS. >> VICE-CHAIR RAWLINS-FERNANDEZ.\r\n\r\n>> MAHALO, CHAIR, I MOVE TO PASS BILLS 1-8 ON SECOND AND FINAL READING. >> SECOND. >> MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ. SECONDED BY MR. SINENCI TO MOVE THE FOLLOWING BILLS ON SECOND AND FINAL READING. 1-8. DISCUSSION? MS.\r\n\r\nRAWLINS-FERNANDEZ. >> MAHALO, CHAIR. THESE BILLS WILL AMEND VARIOUS PARTS OF THE COUNTY BUDGET, BILL 1 IS TO AMEND PROVISOS UNDER LANAI AND UPCOUNTRY ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS. BILLS 2, 3, AND 4 WILL AUTHORIZE ADDITIONAL FUNDING FOR THE LANAI COMMUNITY FIELD PROJECTS. BILLS 5 AND 6 ARE FOR THE I.T. DATA CENTER PROJECT WE DISCUSSED EARLIER TODAY. BILL 7 WILL ALLOW THE DEPARTMENT OF PARKS AND RECREATION TO GRANT FUNDS FOR CLEAN AND SAFE PROJECT IN LAHAINA TOWN AND BILL 8 HELPS THE DEPARTMENT OF FIRE AND PUBLIC SAFETY COVER ADDITIONAL HEAVY EQUIPMENT AND HELICOPTER COSTS THEY INCURRED BECAUSE OF THE MANY BRUSH FIRES THAT HAVE OCCURRED THIS FISCAL YEAR. I ASK FOR MEMBERS' SUPPORT, AND I HOPE THIS HELPS TO MAKE UP FOR SOME OF THE TIME I TOOK UP EARLIER THIS MEETING.\r\n\r\nMAHALO, CHAIR. >> I GUESS SO. [LAUGHTER] FURTHER DISCUSSION? MR. HOKAMA.

>> CHAIR, I WANT TO FIRST ACKNOWLEDGE AND GIVE OUR MAHALO TO BUDGET CHAIR RAWLINS-FERNANDEZ REGARDING BILLS 2, 3, 4, OUR LANA'I YOUTH IS VERY EXCITED ABOUT THIS POTENTIAL FIELD PROJECT. ESPECIALLY THIS PAST WEEKEND, WHEN THE FOUNDATION BROUGHT IN OUR YOUTH FROM MOLOKA'I, AND LANA'I AT THEIR COSTS TO PARTICIPATE IN THE ANNUAL KURT SUZUKI EVENT.\r\n\r\nWITH YOUR NEPHEW, YOUR GRAND NEPHEW, I JUST WANT TO THANK THE MEMBERS OF THE COUNCIL FOR REALIZING THE PART THAT RECREATION PLAYS IN THE WELL-BEING OF OUR YOUTH. THANK YOU. >> WELL-SAID. MS. PALTIN. >> THANK YOU, CHAIR. I WOULD ALSO LIKE TO THANK THE BODY, AND THE CHAIR FOR BILL 7. IT'S ALREADY GIVING OUR COMMUNITY A LOT OF REASON TO HAVE HOPE.\r\n\r\nI SPOKE WITH TEAL MORRISON AT THE PREVIOUS ADVISORY MEETING AND SHE IS REALLY ENTHUSIASTIC AND EXCITED TO WORK WITH THE OFFICERS AND WE DID IDENTIFY PLACES SUCH AS CAMPBELL PLACE AND TENNIS COURTS, AS WELL AS BANYAN TREES AND JUST A LOT OF AREAS. WE HAVE BEEN WAITING FOR THIS FOR A LONG TIME. IT'S LIKE A DREAM COME TRUE TO OUR COMMUNITY. THANK YOU VERY MUCH. >> VERY GOOD. MS. SUGIMURA.\r\n\r\n>> I WOULD LIKE TO ECHO WHAT BILL 7 -- WHAT TAMARA IS SAYING. I WOULD LIKE TO PUT IN A PLUG FOR NACO, AS WE HAVE SEEN THE SAFE AND CLEAN PROGRAM WORK IN WAILUKU AND NOW LAHAINA. I THINK AFTER TASHA KAMA HAD HER MEETING IN KAHULUI, SHE ALSO WANTS TO IMPLEMENT THAT IN KAHULUI AND I ENCOURAGED THE NOMINATION TO GO TO NACO FOR RECOGNIZING THE EFFECTIVENESS OF THESE SMALL TOWN, OR SMALL COMMUNITY ACTIONS COMING TOGETHER AND MAKING A DIFFERENCE. IT'S ALREADY GOTTEN RECOGNITION IN THE NACO NATIONAL NEWSPAPER AND THIS IS STEPS 2 AND 3. I REALLY COMMEND OUR COMMUNITY, FOR PUTTING THIS TOGETHER, AND LET'S VOTE. >> ANY OTHER COMMENTS? MS. KING?\r\n\r\n>> I JUST WANT TO SUPPORT THE BILLS AND TO MAKE IT CLEAR FOR THE PUBLIC, WE'RE MOVING MONEY AROUND AND ACCEPTING GRANTS COMING TO US. BECAUSE I GET QUESTIONS HOW CAN YOU ADD MORE MONEY IN THE MIDDLE OF THE BUDGET SESSION? JUST FOR THE GENERAL PUBLIC TO UNDERSTAND, WHAT THE BUDGET AMENDMENTS ARE ABOUT, AND THAT WE ARE FINDING MONIES THAT HAVEN'T BEEN SPENT SOMEWHERE AND FINDING THINGS -- YES. SO I APPRECIATE ALL OF THE WORK THAT WENT INTO THESE PROJECTS, AND LOOK FORWARD TO SEEING THE RESULTS OF THEM. >> OKAY. VERY GOOD. NO MORE COMMENTS?\r\n\r\nREADY TO VOTE? MS. PALTIN. >> I JUST ALSO WANTED TO THANK THE PARKS DEPARTMENT AND THE ADMINISTRATION FOR HELPING US TO STREAMLINE THIS, AND GET IT DONE. >> ALL RIGHT. ALL THOSE IN FAVOR OF THE MOTION, SAY AYE? >> AYE.\r\n\r\n>> OPPOSED, NAY? MOTION CARRIES. NOW IT'S 12:14. YOU KNOW, WE DO HAVE CHAIRS' MEETING COMING UP. >> 1:30. >> YES, MS. PALTIN. >> I WAS JUST WONDERING ABOUT 20-41? IF NOT WOULD BE AN APPROPRIATE TIME? >> OKAY.\r\n\r\nWE'RE GOING TO TURN TO PAGE -- WELL,, YOU WOULD PROBABLY HAVE DIFFERENT PAGES. 20-41 MEMBER PALTIN. >> THANK YOU, CHAIR. I WOULD LIKE TO MOVE TO DISCHARGE COUNTY COMMUNICATION FROM THE PLANNING AND SUSTAINABLE LAND USE COMMITTEE. AS IT IS IN THIS AGENDA BEING REFERRED TO THE CLIMATE ACTION AND RESILIENCE COMMITTEE AND I WOULD LIKE TO FILE COUNTY COMMUNICATION 20-41 AS FOUND ITS NEW HOME WITH THE DEPARTMENT. >> SECOND. >> MOVED BY MEMBER PALTIN AND SECONDED BY MEMBER KING TO DISCHARGE THIS ITEM FROM COMMITTEE.\r\n\r\nDISCUSSION? >> SO THE DISCUSSION IS IN THE REORGANIZATION MEMA WAS TRANSFERRED TO THE CLIMATE ACTION COMMITTEE. SO THIS ITEM IS UNDER THAT PURVIEW. SO IT MAKES SENSE TO REMOVE IT FROM MY AGENDA AND PUT IT ON THAT ONE. >> EXCUSE ME, ONE SECOND. MR. CLERK, DID I JUMP THE GUN?\r\n\r\nSHOULD I HAVE -- WAS IT OKAY FOR HER TO JUST DISCHARGE IT? SINCE WE ALREADY VOTED ON IT? >> THANK YOU, MADAM CHAIR. WHAT THE COUNCIL DID IS VIA UNANIMOUS CONSENT AGREEING TO SEND 20-41 TO THE CLIMATE ACTION AND RESILIENCY COMMITTEE. >> WE DID HAVE UNANIMOUS CONSENT. >> I DIDN'T HEAR ANY OBJECTIONS, BUT IF THERE ARE ANY, THE MEMBERS CAN EXPRESS THAT AT THIS TIME. >> ANY OBJECTIONS?\r\n\r\n>> NO OBJECTIONS. >> SHE DID MAKE A MOTION TO DISCHARGE THE ITEM, AND SO SHE EXPLAINED WHY. ANY FURTHER DISCUSSION OR COMMENTS? YES. >> JUST FOR CLARIFICATION, COUNCIL MEMBER PALTIN HAD ALLUDED TO IN THE MOTION ABOUT FILING OF THE COMMUNICATION 20-41. AND REFERENCING THAT COUNTY COMMUNICATION 19-521 WOULD BE GOING TO THE CLIMATE ACTION RESILIENCE COMMITTEE AND JUST WANTED VERIFICATION THAT IS ALL INCLUDED IN THE MOTION THAT IS BEING MADE? >> YES, PLEASE. I WOULD LIKE TO INCLUDE ALL OF THAT.\r\n\r\n>>

OKAY. >> CALL FOR THE QUESTION. >> ANY OTHER STEPS WE SKIPPED? YOU SURE NOW? OKAY. ALL RIGHT. ALL THOSE IN FAVOR OF THE MOTION SAY AYE? \r\n\r\n>> AYE. >> OPPOSED, NAY? >> MOTION CARRIES. OKAY, DO WE REALLY HAVE TO WAIT FOR THE PERSON FROM PUBLIC WORKS? BECAUSE WE HAVE BEEN NOTIFIED THAT NOBODY CAN COME HERE UNTIL 1:00. AND WE DO HAVE A CHAIRS' MEETING THAT IS REALLY FULL. YES? MS. \r\n\r\nRAWLINS-FERNANDEZ? >> MAHALO, CHAIR. PERHAPS WE CAN -- >> IS THAT WHAT THE BODY WANTS? >> I'M OKAY IF THAT IS WHAT THE BODY WANTS. >> THE SUGGESTION HERE IS TO RECOMMIT THIS ITEM TO MS. PALTIN'S COMMITTEE TO DEAL WITH THIS MATTER OF THE DRAINAGE AREA. ANY OBJECTIONS? \r\n\r\n>> NO OBJECTIONS. >> ANY QUESTIONS? WHO ARE YOU POINTING TO? >> MR. MOLINA, LOOKS LIKE HE WANTED TO SAY SOMETHING. >> MR. MOLINA, YOU LOOK LIKE YOU HAVE SOMETHING TO SAY. \r\n\r\n>> IT'S TOTALLY UNRELATED TO THIS -- I WAS GOING TO MAKE A MOTION TO HAVE LUNCH [LAUGHTER] IF THERE ARE NO OBJECTIONS -- JUST TRYING TO LIGHTEN THINGS UP HERE. >> NO OBJECTIONS AND WE'RE GOING TO HAVE TO RECOMMIT THIS ITEM. OKAY, TO YOUR COMMITTEE. >> OKAY. >> AND THERE ARE NO OBJECTIONS, SO ORDERED. I'M SORRY TO THE DEVELOPER THAT THIS HAS TO BE DONE, BUT WE JUST DON'T HAVE A REPRESENTATIVE FROM THE PUBLIC WORKS DEPARTMENT TO CONTINUE OUR DISCUSSION. AND PERHAPS YOU AND PUBLIC WORKS AND THE DEVELOPER CAN GET TOGETHER AND TALK ABOUT THIS. \r\n\r\nSO WHEN IT GETS TO YOUR COMMITTEE, IT COULD MOVE A LITTLE QUICKER? BECAUSE NOW YOU KNOW PRETTY MUCH WHAT PEOPLE ARE CONCERNED ABOUT. ALL RIGHT. IS THERE ANYTHING ELSE? ON THE AGENDA, MR. CLERK? >> MADAM CHAIR, THERE IS NO FURTHER BUSINESS BEFORE THE COUNCIL. \r\n\r\n>> ANYBODY WANT TO GIVE THEIR OFFICIAL ALOHA TO THE CLERK AND THE DEPUTY COUNTY CLERK? WHAT IS THAT? [INAUDIBLE] >> OKAY. MS. SUGIMURA. >> I JUST WANTED TO EXTEND MY APPRECIATION TO MR. NISHITA, AS WELL AS MAGGIE CLARK FOR ALL THE SERVICE THAT THEY HAVE GIVEN US AND THE COMMUNITY. \r\n\r\nI JUST COMMEND JOSIAH HOW FAST HE CAN READ THE ITEMS AND SOUNDS LIKE PUTTING A 45 OR SPEEDING UP THE RECORD ON ANY KIND OF WORDS AND MOTIONS THAT HE SAYS. I REALLY APPRECIATE HIM. I APPRECIATE HIS HONESTY OF DEALING WITH THINGS. AND IT'S GOING TO BE A BIG LOSS FOR THE COUNCIL. THANK YOU. >> MS. KAMA. \r\n\r\n>> THANK YOU, CHAIR. I JUST WANT TO EXPRESS MY -- I WAS GOING TO SAY CONDOLENCES, BUT YOU ARE ALIVE AND WELL AND GOING ONE STEP UP. I WANTED TO SEND MY APPRECIATION AND I WILL BE SEEING YOU IN THE ELEVATOR. >> ANY LAST COMMENTS? MS. RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. \r\n\r\nI WILL JOIN IN THE GRATITUDE, AND EXPRESS MY APPRECIATION FOR MR. NISHITA AND MS. MAGGIE CLARK FOR ALL THEIR HARD WORK AND DILIGENCE. YOU WILL BE MISSED. MAHALO. >> MR. SINENCI. \r\n\r\n>> THANK YOU, CHAIR. I, TOO, WOULD LIKE TO SAY A BIG MAHALO TO JOSIAH AND MAGGIE AND JUST BEING ABLE TO HELP US ALONG DURING OUR FIRST-YEAR ON THE COUNTY COUNCIL. SO REALLY APPRECIATE HIS MANA'O AND HIS EXPERIENCE ON THE COUNCIL. MAHALO AND GOOD LUCK. >> MR. MOLINA. >> JUST WANT TO ECHO WHAT ALL MY COLLEAGUES HAVE SAID TO MR. \r\n\r\nNISHITA AND MAGGIE AND THANK YOU SO MUCH FOR YOUR HARD WORK. DON'T BE A STRANGER WITH THE NEW VOTING SYSTEM AND TO DROP OFF THOUGHTS AND SUGGESTIONS FOR OUR NEW CLERK AND DEPUTY. >> ON THE 30TH WE'RE HAVING A LITTLE GET-TOGETHER FOR THEM. IF THERE IS NO FURTHER BUSINESS, THIS MEETING IS ADJOURNED. THANK YOU. [GAVEL]