

COUNCIL OF THE COUNTY OF MAUI

BUDGET AND FINANCE COMMITTEE

February 16, 2001

Committee
Report No.

01-5

Honorable Chair and Members
of the County Council
County of Maui
Wailuku, Maui, Hawaii

Chair and Members:

Your Budget and Finance Committee, having met on January 30, 2001, makes reference to County Communication No. 00-313, from the Budget Director, transmitting the following:

1. A proposed resolution entitled "AUTHORIZING THE ACCEPTANCE OF FUNDS FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, NATIONAL PARK SERVICE, LAND AND WATER CONSERVATION FUND, FOR THE LAHAINA RECREATION CENTER EXPANSION PROJECT".

The purpose of the proposed resolution is to authorize the acceptance of a \$300,000 grant from the United States Department of the Interior, National Park Service, Land and Water Conservation Fund, for the Lahaina Recreation Center Expansion Project ("Project").

2. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2001 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE DEPARTMENT OF PARKS AND RECREATION".

The purpose of the proposed bill is to amend the grant revenues of the Fiscal Year 2001 Budget to appropriate the \$300,000 grant from the United States Department of the Interior, National Park Service, Land and Water Conservation Fund, for the Project.

Your Committee notes that County Communication No. 00-313 was referred to your Committee at the Council meeting of January 12, 2001 (County Communication No. 01-12).

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By memorandum dated January 25, 2001, your Committee Chair transmitted a revised proposed bill from the Budget Director entitled "A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2001 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE DEPARTMENT OF PARKS AND RECREATION", changing the date from 2000 to 2001.

At its meeting, your Committee met with the Budget Director, the Director of Parks and Recreation, the Director of Finance, and a Deputy Corporation Counsel.

The Director of Parks and Recreation provided an overview of the Project. He informed your Committee that as part of a Special Management Area (SMA) permit for its North Beach Development, AMFAC is required to do the initial development on 15.5 acres of land, mauka of the existing swimming pool and the youth center. The developer is responsible to include irrigation, landscaping, grassing, parking lot and restrooms. Upon completion of the development, the land is to be dedicated to the County for completion of the Project. He noted that the Project is to have two ball fields, one for Little League and one for Pony League.

Your Committee was informed that there is \$500,000 that was approved in the current budget for improvements for a well system, pumps, controls and field lighting. The Director of Parks and Recreation stated that the \$300,000 grant monies are to fund infield improvements including on-site waterlines, concrete walkways, scorekeeper and storage booth, backstop fencing and backstop.

The Budget Director informed your Committee that there was no duplication in the efforts between what was funded by the County or by the grant. She explained that her transmittal letter accompanying the proposed resolution and the proposed bill included the items that the monies could be used for. However, it did not include the full funding required for each item. In some cases, County funds would be required to complete the project.

During the extensive discussion that ensued, your Committee raised concerns regarding the use of County funds for the Project when the County did not own the land. The Director of Parks and Recreation informed your

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Committee that the County and AMFAC are currently working on a Warranty Deed that would complete the transfer of property.

Your Committee requested that a letter be sent to the Director of Parks and Recreation requesting (1) information regarding the title clearance for the subject property; (2) a copy of the Warranty Deed; (3) a copy of the Federal grant application; and (4) a copy of the award letter, including the list of conditions from the Federal government.

In addition, your Committee requested that a memorandum be sent to the Corporation Counsel requesting that he explain the legal ramifications to continue with the Project if the property does not have title clearance and has not been deeded to the County.

Your Committee is in receipt of a revised proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2001 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE DEPARTMENT OF PARKS AND RECREATION". The revised bill adds the following provision, "Provided, that no portion of the \$300,000 allocated for the Lahaina Recreation Center Expansion shall be spent or encumbered until title to TMK (2) 4-6-15:1 (portion) is acquired and accepted".

Your Committee voted to recommend adoption of the proposed resolution, the passage of the revised proposed bill on first reading, and referral of the matter relating to the title clearance for the Lahaina Recreation Center Expansion Project and the continued investment of County monies to the Committee of the Whole, with the purpose of developing a County policy.

Your Budget and Finance Committee RECOMMENDS the following:

1. That Resolution No. _____, attached hereto, entitled "AUTHORIZING THE ACCEPTANCE OF FUNDS FROM THE UNITED STATES DEPARTMENT OF THE INTERIOR, NATIONAL PARK SERVICE, LAND AND WATER CONSERVATION FUND, FOR THE LAHAINA RECREATION CENTER EXPANSION PROJECT" be ADOPTED;

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2. That Bill No. _____ (2001), as revised herein and attached hereto, entitled "A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2001 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE DEPARTMENT OF PARKS AND RECREATION" PASS FIRST READING and BE ORDERED TO PRINT;
3. That the matter relating to title clearance for the Lahaina Recreation Center Expansion Project and the continued investment of County monies be REFERRED to the Committee of the Whole; and
4. That County Communication No. 00-313 be FILED.

Adoption of this report is respectfully requested.

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G. RIKI HOKAMA **Chair**

PATRICK S. KAWANO **Member**

ALAN M. ARAKAWA **Member**

MICHAEL J. MOLINA **Member**

ROBERT CARROLL **Member**

WAYNE K. NISHIKI **Member**

JO ANNE JOHNSON **Member**

CHARMAINE TAVARES **Member**

DAIN P. KANE **Member**