

COUNCIL OF THE COUNTY OF MAUI
BUDGET AND FINANCE COMMITTEE

February 19, 2010

Committee
Report No. _____

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 February 2, 2010, makes reference to County Communication No. 10-7, from the Budget Director transmitting the following:

1. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2010 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES, WAILUKU-KAHULUI COMMUNITY PLAN AREA, WAR MEMORIAL COMPLEX MAEHARA BASEBALL STADIUM IMPROVEMENTS; AND WEST MAUI COMMUNITY PLAN AREA, WEST MAUI SKATE PARK; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS, AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)".

The purpose of the proposed bill is to amend the Fiscal Year 2010 Budget to appropriate \$1,761,000 for the War Memorial Complex Maehara Baseball Stadium Improvements and West Maui Skate Park projects, and delete \$200,000 for the Kehalani Mauka Park project.

2. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 3649 (2009) RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI".

The purpose of the proposed bill is to increase the authorization for the issuance of general obligation bonds by \$237,000 to provide funding for the War Memorial Complex Maehara Baseball Stadium Improvements capital improvement project.

3. A Certification of Additional Revenues for Fiscal Year 2010 dated January 8, 2010, from Carryover/Savings in the General Fund for \$804,000. (Carryover/Savings are derived from unanticipated revenues and unspent balances from any appropriation at the end of the fiscal year.)

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By correspondence dated January 26, 2010, the Budget Director transmitted revised proposed bills to revise the name of the project from “War Memorial Complex Maehara Baseball Stadium Improvements” to “War Memorial Complex Ichiro ‘Iron’ Maehara Baseball Stadium Improvements”. The revised proposed bills also updated certain appropriations and totals, and added projects to reflect previous budget amendments.

The Director of Parks and Recreation explained that funding for the Kehalani Mauka Park was being deleted as the project was not ready to move forward this fiscal year. She said that the additional Carryover/Savings was from savings in the Lahaina Waterline project that was completed for less than the budgeted amount, and from appropriations that lapsed in December 2009.

A representative from the Department of Parks and Recreation stated that the War Memorial Complex Ichiro “Iron” Maehara Baseball Stadium Improvements project would refurbish the rusted trellises in the roof of the stadium, repair the roof over the portable bleachers, and replace a nylon net at the backstop.

Your Committee voted 8-0 to recommend passage of the revised proposed bills on first reading and filing of the communication. Committee Chair Pontanilla, Vice-Chair Mateo, and members Baisa, Johnson, Medeiros, Molina, Nishiki, and Victorino voted “aye”. Committee member Kaho`ohalahala was excused.

Your Budget and Finance Committee **RECOMMENDS** the following:

1. That Bill No. _____ (2010), as revised herein and attached hereto, entitled “A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2010 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES, WAILUKU-KAHULUI COMMUNITY PLAN AREA, WAR MEMORIAL COMPLEX ICHIRO “IRON” MAEHARA BASEBALL STADIUM IMPROVEMENTS; AND WEST MAUI COMMUNITY PLAN AREA, WEST MAUI SKATE PARK; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS, AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)”, be **PASSED ON FIRST READING** and be **ORDERED TO PRINT**;

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2. That Bill No. _____ (2010), as revised herein and attached hereto, entitled "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 3649 (2009) RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI", be PASSED ON FIRST READING and be ORDERED TO PRINT; and
3. That County Communication No. 10-7 be FILED.

This report is submitted in accordance with Rule 7 of the Rules of the Council.



JOSEPH PONTANILLA, Chair

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ORDINANCE NO. _____

BILL NO. _____ (2010)

A BILL FOR AN ORDINANCE AMENDING
THE FISCAL YEAR 2010 BUDGET FOR THE COUNTY OF MAUI
AS IT PERTAINS TO ESTIMATED REVENUES,
WAILUKU-KAHULUI COMMUNITY PLAN AREA,
WAR MEMORIAL COMPLEX ICHIRO "IRON" MAEHARA BASEBALL STADIUM IMPROVEMENTS;
AND WEST MAUI COMMUNITY PLAN AREA, WEST MAUI SKATE PARK;
TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS, AND
TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Ordinance No. 3651, Bill No. 38 (2009), as amended, "Fiscal Year 2010 Budget", is hereby amended as it pertains to Section 2, Estimated Revenues, by increasing Special Assessments in the amount of \$520,000; Bond/Lapsed Bond in the amount of \$237,000; Carryover/Savings General Fund in the amount of \$804,000; and Total Estimated Revenues in the amount of \$1,561,000; to read as follows:

"ESTIMATED REVENUES

FROM TAXES, FEES AND ASSESSMENTS:

Real Property Taxes		233,384,258
Circuit Breaker Adjustment		(1,426,927)
Charges for Current Services		107,283,895
Transient Accommodations Tax		17,000,000
Public Service Company Tax		6,700,000
Licenses/Permits/Others		23,626,113
Fuel and Franchise Taxes		19,000,000
Special Assessments	[11,339,884]	<u>11,859,884</u>
Other Intergovernmental		15,902,759

FROM OTHER SOURCES:

Interfund Transfers		44,984,187
Bond/Lapsed Bond	[54,622,241]	<u>54,859,241</u>
Carryover/Savings:		
General Fund	[24,250,318]	<u>25,054,318</u>
Sewer Fund		845,204
Highway Fund		2,450,931
Solid Waste Management Fund		4,334,720
Golf Fund		0
Liquor Fund		1,234,346
Bikeway Fund		37,851
Water Fund		<u>3,896,626</u>

TOTAL ESTIMATED REVENUES	[569,466,406]	<u>571,027,406"</u>
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SECTION 2. Ordinance No. 3651, Bill No. 38 (2009), as amended, "Fiscal Year 2010 Budget", is hereby amended as it pertains to Section 4.A.3.b, From the General Fund, Wailuku-Kahului Community Plan Area, Parks and Recreation, by adding an appropriation for War Memorial Complex Ichiro "Iron" Maehara Baseball Stadium Improvements in the amount of \$804,000, to read as follows:

"b. Parks and Recreation	
(1) War Memorial Football Stadium Improvements	300,000
<u>(2) War Memorial Complex Ichiro "Iron" Maehara Baseball Stadium Improvements</u>	<u>804,000"</u>

SECTION 3. Ordinance No. 3651, Bill No. 38 (2009), as amended, "Fiscal Year 2010 Budget", is hereby amended as it pertains to Section 4.D.2, From the Bond Fund, Wailuku-Kahului Community Plan Area, by adding an appropriation for Parks and Recreation, War Memorial Complex Ichiro "Iron" Maehara Baseball Stadium Improvements in the amount of \$237,000, to read as follows:

"2. Wailuku-Kahului Community Plan Area	
a. Government Facilities	
(1) County Emergency Management Center	290,000
(i) Provided, that the County acquires a property interest in the site.	
b. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) Kamehameha Avenue Traffic Signal at Hina Avenue	150,000
(2) Lower Main Street and Kanaloa Avenue Slurry Sealing	150,000
(3) Market Street Improvements, Phase 2	900,000
c. Sanitation	
(1) Central Maui Landfill (CML) 3,000 Gallon Diesel Tank and Pad Construction	400,000
(2) Central Maui Landfill (CML) Gas Collection System Expansion	2,000,000
d. Sewer	
(1) Kaa Force Main Replacement	2,790,000
(2) Wailuku-Kahului Wastewater Reclamation Facility (WWRF) Tsunami Protection	4,612,241
(3) Wailuku-Kahului Wastewater Reclamation Facility (WWRF) Concrete Restoration	1,000,000
(4) Wailuku-Kahului Wastewater Reclamation Facility (WWRF) Mixed Liquor Channel Repair	500,000
e. Water Supply	
(1) Central Maui Source Improvements	1,500,000
<u>f. Parks and Recreation</u>	
<u>(1) War Memorial Complex Ichiro "Iron" Maehara Baseball Stadium Improvements</u>	<u>237,000"</u>

SECTION 4. Ordinance No. 3651, Bill No. 38 (2009), as amended, "Fiscal Year 2010 Budget", is hereby amended as it pertains to Sections 4.F, From Park Assessment Fund, by deleting the appropriation for Wailuku-Kahului Community Plan Area, Parks and Recreation, Kehalani Mauka Park in the amount of \$200,000 and adding an appropriation for War Memorial Complex Ichiro "Iron" Maehara Baseball Stadium Improvements in the amount of \$200,000; and by adding an appropriation for West Maui Community Plan Area, Parks and Recreation, West Maui Skate Park in the amount of \$520,000; to read as follows:

"F. From Park Assessment Funds	
1. Paia-Haiku Community Plan Area	
a. Parks and Recreation	
(1) Paia Gym Improvements	50,000

- 2. Makawao-Pukalani-Kula Community Plan Area
 - a. Parks and Recreation
 - (1) Eddie Tam Gym Lighting 120,000

- 3. Wailuku-Kahului Community Plan Area
 - a. Parks and Recreation
 - [(1) Kehalani Mauka Park 200,000]
 - (1) War Memorial Complex Ichiro "Iron" Maehara Baseball Stadium Improvements 200,000

- 4. Kihei-Makena Community Plan Area
 - a. Parks and Recreation
 - (1) South Maui Community Park, Phase 1 2,192,290

- 5. West Maui Community Plan Area
 - a. Parks and Recreation 1,200,000
 - (1) Regional Parks in West Maui
 - (2) Lahaina Aquatic Center Improvements
 - (3) Lahaina Civic Center Gym Improvements
 - (4) Lahaina Civic Center Tennis Courts
 - (5) West Maui Skate Park 520,000"

SECTION 5. The Total Capital Improvement Project Appropriations is amended to reflect an increase of \$1,561,000, to read as follows:

"TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS [107,497,290] 109,058,290"

SECTION 6. The Total Appropriations (Operating and Capital Improvement Projects) is amended to reflect an increase of \$1,561,000, to read as follows:

"TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS) [569,466,406] 571,027,406"

SECTION 7. Material to be repealed is bracketed. New Material is underscored.

SECTION 8. This Ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:


 TRACI FUJITA VILLAROSA
 First Deputy Corporation Counsel

ORDINANCE NO. _____

BILL NO. _____ (2010)

A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 3649
(2009) RELATING TO THE ISSUANCE OF
GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Ordinance No. 3649 (2009), is amended by amending

Section 1 to read as follows:

"SECTION 1. Authorization of General Obligation Bonds . Pursuant to Chapter 47, Hawaii Revised Statutes, as amended, and particularly Part I thereof, there are hereby authorized to be issued and sold from time to time general obligation bonds of the County of Maui, State of Hawaii (the "County") in an aggregate principal amount not to exceed [\$35,162,241] \$35,399,241 (the "Bonds"), the proceeds derived from the sale of which shall be used to pay all or part of the cost of appropriations for the public improvements of the County described in Section 2 hereof."

SECTION 2. Ordinance No. 3649 (2009), is amended by amending

Section 2 to read as follows:

"SECTION 2. Disposition of Bond Proceeds. All or any portion of the proceeds derived from the sale of the Bonds or any notes issued in anticipation of the Bonds shall be used to pay all or part of the cost of any of the public improvements listed below in accordance with appropriations contained in the Fiscal Year 2010 Budget, including amendments and supplements thereto, duly approved by the Council of the County (the "Council") for the fiscal year ending June 30, 2010 (the "Fiscal Year 2010 Budget"); provided, however, that pursuant to Section 47-5, Hawaii Revised Statutes, the part of such proceeds which are in excess of the amounts required for the purposes for which the Bonds are initially issued from time to time, or which may not be applied to such purposes, or which the Council deems should not be applied to such purposes, may be applied to finance such other public improvements of the County as the Council shall, by ordinance approved by an affirmative vote of two-thirds of all of its members, determine; and provided further that the actual use and application of the proceeds of

Bonds issued pursuant to this ordinance shall not in any way affect the validity or legality of such Bonds. No proceeds of the Bonds shall be applied to any public improvement listed in this section unless and until there shall be a valid appropriation of general obligation bond proceeds in effect for such public improvement. The public improvements provided for or to be provided for in the Fiscal Year 2010 Budget, to be financed with proceeds from the sale of the Bonds, are as follows:

Public Improvements:

Estimated Project Cost

- | | | | |
|----|-------------------------------------|---|--------------|
| 1. | Hana Community Plan Area | | |
| | a. | Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including: | |
| | | (1) Kaholopoo Bridge Replacement | \$ 700,000 |
| | | (2) Papahawahawa Bridge Replacement | \$ 1,100,000 |
| 2. | Wailuku-Kahului Community Plan Area | | |
| | a. | Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including: | |
| | | (1) Kamehameha Avenue Traffic Signal at Hina Avenue | \$ 150,000 |
| | | (2) Lower Main Street and Kanaloa Avenue Slurry Sealing | \$ 150,000 |
| | | (3) Market Street Improvements, Phase 2 | \$ 900,000 |
| | b. | Sanitation | |
| | | (1) Central Maui Landfill (CML) 3,000 Gallon Diesel Tank and Pad Construction | \$ 400,000 |
| | | (2) Central Maui Landfill (CML) Gas Collection System Expansion | \$ 2,000,000 |
| | c. | Sewer | |
| | | (1) Kaa Force Main Replacement | \$ 2,790,000 |

	(2) Wailuku-Kahului Wastewater Reclamation Facility (WWRF) Tsunami Protection	\$ 4,612,241
	(3) Wailuku-Kahului Wastewater Reclamation Facility (WWRF) Concrete Restoration	\$ 1,000,000
	(4) Wailuku-Kahului Wastewater Reclamation Facility (WWRF) Mixed Liquor Channel Repair	\$ 500,000
d.	Water Supply	
	(1) Central Maui Source Improvements	\$ 1,500,000
e.	<u>Parks and Recreation</u>	
	(1) <u>War Memorial Complex Ichiro "Iron" Maehara Baseball Stadium Improvements</u>	\$ <u>237,000</u>
3.	Kihei-Makena Community Plan Area	
a.	Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
	(1) Resurface Ohukai Road	\$ 75,000
4.	West Maui Community Plan Area	
a.	Drainage	
	(1) Lahaina Watershed Flood Control	\$ 6,275,000
b.	Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs, and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
	(1) Lower Honoapiilani Highway	\$ 1,000,000
5.	Molokai Community Plan Area	
a.	Government Facilities	
	(1) Molokai Baseyard	\$ 3,000,000
6.	Countywide	
a.	Drainage	
	(1) Island of Maui Drainage and Erosion Control Assessment	\$ 100,000


- b. Sanitation
 - (1) Countywide Solid Waste Processing \$ 1,500,000
- c. Sewer
 - (1) Countywide Environmental Protection Agency (EPA) Consent Decree Wastewater Reclamation Facility (WWRF) Renovation Projects \$ 1,500,000
 - (2) Countywide Injection Well Rehabilitation \$ 2,000,000
 - (3) Countywide Pump Station Renovations \$ 500,000
 - (4) Countywide Wastewater System Modifications \$ 2,000,000
- c. Water Supply
 - (1) Countywide Facility Improvements \$ 1,410,000

The cost of issuance of the Bonds or any series thereof, including without limitation, the initial fee of paying agents and registrars, the fees of financial consultants and bond counsel, the cost of preparation of any Official Statement relating to the Bonds, any notices of sale and forms of bid and the definitive Bonds, and the costs of publication of any notices of sale, may be paid from the proceeds of the Bonds or any series thereof and such costs shall be allocated pro rata to each of the foregoing projects financed from such proceeds."

SECTION 3. Material to be replaced is bracketed. New material is underscored.

SECTION 4. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM
AND LEGALITY:



TRACI FUJITA VILLAROSA
First Deputy Corporation Counsel
County of Maui

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