

COUNCIL OF THE COUNTY OF MAUI

A G E N D A

Regular Meeting of July 1, 2011
9:00 a.m.
Council Chamber
8th Floor, Kalana O Maui Building
200 South High Street, Wailuku, Hawaii

website: <http://www.mauicounty.gov/county/clerkSub/Agenda.php>.
e-mail: county.clerk@mauicounty.us

ORAL OR WRITTEN TESTIMONY

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted. Each testifier shall be allowed to speak for three minutes on each item. If additional time is requested, the testifier shall be allowed one minute to conclude the testimony on the item. No further oral testimony by the testifier on the item shall be permitted. An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.

If written testimony is submitted at the meeting, 15 copies are requested. If written testimony is e-mailed or faxed (808-270-7171), it must be received at least 24 hours prior to the meeting; provided, that if a meeting will be held on a Monday, written testimony shall be received by 12:00 noon on the business day preceding the meeting.

A. ROLL CALL

B. OPENING REMARKS: COUNCILMEMBER JOSEPH PONTANILLA

C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTIONS

E. CEREMONIAL RESOLUTIONS:

NO. _____ - "CONGRATULATING THE MAUI INLINE HOCKEY ASSOCIATION 10-AND-UNDER TEAM FOR WINNING THE MITE DIVISION OF THE NORTH AMERICAN ROLLER HOCKEY CHAMPIONSHIP HAWAII REGIONAL QUALIFIER TOURNAMENT"

NO. _____ - "CONGRATULATING JIMBO PARANADA AND MARC PAGUIRIGAN FOR WINNING THE 2011 FORD/AAA STUDENT AUTO SKILLS STATE COMPETITION AND PLACING SECOND OVERALL IN THE 2011 FORD/AAA STUDENT AUTO SKILLS NATIONAL FINALS"

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONYG. MINUTES:

Public Hearing of April 20, 2011

Public Hearing of May 23, 2011

H. COMMITTEE REPORTS:NO. 11-50 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Section 3.48.450, Maui County Code, relating to the criteria that qualifies a real property taxpayer for a home exemption, and the administration of the home exemption by the Department of Finance; and
2. **FILING** of communication.

NO. 11-51 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Section 3.48.450, Maui County Code, relating to lowering the amount of the home exemption from \$300,000 to \$200,000; and
2. **FILING** of communication.

NO. 11-52 - ECONOMIC DEVELOPMENT, AGRICULTURE, AND RECREATION COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution accepting real property from the State of approximately 1.88 acres situated at TMK: (2) 3-9-07:005 (portion), on Uluniu Road, Kihei, Maui, pursuant to Section 3.44.015, Maui County Code, and Section 171-11, Hawaii Revised Statutes, for the public purposes of a Veterans Center and community support activities; and
2. **FILING** of communication.

H. COMMITTEE REPORTS (continued):

NO. 11-53 - ECONOMIC DEVELOPMENT, AGRICULTURE, AND RECREATION COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution authorizing the acceptance of a donation of playground equipment from the Wailuku Heights Extension Community Association to the Department of Parks and Recreation, pursuant to Chapter 3.56, Maui County Code, for the Wailuku Heights Park on South Alu Road, Wailuku, Maui; and
2. **FILING** of communication.

NO. 11-54 - ECONOMIC DEVELOPMENT, AGRICULTURE, AND RECREATION COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution authorizing the acceptance of a donation of playground equipment from the State Department of Education to the Department of Parks and Recreation, pursuant to Chapter 3.56, Maui County Code, for the Wailuku Elementary School Park, Wailuku, Maui, and the Mayor Hannibal Tavares Community Center and Upcountry Pool, Pukalani, Maui; and
2. **FILING** of communication.

NO. 11-55 - PLANNING COMMITTEE:

Recommending **FILING** of communication relating to the annual compliance report in accordance with Condition No. 29 of Ordinance No. 3554 (2008), establishing Kihei-Makena Project District 9 (Wailea 670) Conditional Zoning for approximately 670 acres situated at Paehu, Palauea, Keauhou, Maui, Hawaii. (Honua`ula Project).

NO. 11-56 - POLICY COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill amending Section 2.56.060, Maui County Code, relating to requiring candidates for elective County office to file financial disclosure statements concurrently with the filing of nomination papers; and
2. **FILING** of communication.

I. COMMUNICATIONS:

1. COUNTY COMMUNICATIONS:

- NO. 11-178 - CHIEF OF POLICE, informing of the Police Department's intent to expend \$25,000 in Federal Equitable Sharing Forfeiture Funds for their Employee Development Program to be used to fund training and related expenses.

- NO. 11-179 - MAYOR, informing of a vacancy on the *Hana Advisory Committee* due to the resignation of Tina Marie Kahulu.

- NO. 11-180 - MAYOR, informing of a vacancy on the *Lanai Planning Commission* due to the resignation of Roberto Hera.

- NO. 11-181 - BUDGET DIRECTOR, transmitting a proposed bill entitled, "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2012 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE CIVIL DEFENSE AGENCY; TOTAL OPERATING APPROPRIATIONS; COUNTYWIDE, GOVERNMENT FACILITIES, COUNTYWIDE POLICE FACILITIES; AND TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS".

- NO. 11-182 - BUDGET DIRECTOR, transmitting a proposed bill entitled, "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2012 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX A, PART 1, GRANT REVENUE-SCHEDULE OF GRANTS BY DEPARTMENTS AND PROGRAMS".

- NO. 11-183 - DIRECTOR OF TRANSPORTATION, transmitting a draft bill entitled, "A BILL FOR AN ORDINANCE TO AMEND SECTION 10.32.030, MAUI COUNTY CODE, RELATING TO ONE-WAY STREETS IN THE LAHAINA DISTRICT".

- NO. 11-184 - MAYOR, transmitting a proposed bill entitled, "A BILL FOR AN ORDINANCE AMENDING TITLE 3 OF THE MAUI COUNTY CODE, PERTAINING TO THE ESTABLISHMENT OF AN ECONOMIC DEVELOPMENT SPECIAL REVOLVING FUND".

2. GENERAL COMMUNICATIONS:

NONE.

J. RESOLUTIONS:

NONE.

K. ORDINANCES - SECOND AND FINAL READING:

NONE.

L. UNFINISHED BUSINESS:

NONE.

NOTE: ITEMS LISTED ON THE AGENDA MAY BE INSPECTED AT THE OFFICE OF THE COUNTY CLERK, 200 SOUTH HIGH STREET, WAILUKU, HAWAII, PRIOR TO THE MEETING DATE. PHOTOCOPIES MAY BE ORDERED, SUBJECT TO CHARGES IMPOSED BY LAW (MAUI COUNTY CODE, SECTION 2.64.010). PLEASE CONTACT THE OFFICE OF THE COUNTY CLERK TO MAKE ARRANGEMENTS FOR INSPECTION OR PHOTOCOPYING OF DOCUMENTS.

INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE SHOULD CALL THE OFFICE OF THE COUNTY CLERK AT 270-7748, AT LEAST THREE DAYS IN ADVANCE.