

MINUTES

of the

COUNCIL OF THE COUNTY OF MAUI

April 20, 2011

THE SPECIAL MEETING OF THE COUNCIL OF THE COUNTY OF MAUI, STATE OF HAWAII, WAS HELD IN THE COUNCIL CHAMBER, KALANA O MAUI BUILDING, WAILUKU, HAWAII, ON WEDNESDAY, APRIL 20, 2011, BEGINNING AT 5:50 P.M., WITH CHAIR DENNIS A. MATEO PRESIDING.

CHAIR MATEO: Council of the County of Maui special meeting of April 20, 2011, will come to order.

Mr. Clerk, may I have the roll call, please.

ROLL CALL

PRESENT: COUNCILMEMBERS GLADYS C. BAISA, ROBERT CARROLL, ELEANORA COCHRAN, DONALD G. COUCH JR., G. RIKI HOKAMA, MICHAEL P. VICTORINO, MICHAEL B. WHITE, VICE-CHAIR JOSEPH PONTANILLA, AND CHAIR DENNIS A. MATEO.

EXCUSED: NONE.

DEPUTY COUNTY CLERK LANCE TAGUCHI: Chairman, there are nine Members present, a quorum is present to conduct the business of the Council.

CHAIR MATEO: Thank you.

Will everyone please rise and join us as we recite the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE

The Members of the Council, and others in attendance, rose and recited the Pledge of Allegiance.

CHAIR MATEO: Mr. Clerk, has anyone signed up to provide testimony this evening?

DEPUTY COUNTY CLERK: Chairman, no one, no individual has signed up to testify on the special meeting.

CHAIR MATEO: Thank you. Members, no one has signed up to provide testimony for the special Council meeting this evening. With no objections, the Chair would like to close public testimony. Any objections?

MEMBERS VOICED NO OBJECTION.

CHAIR MATEO: Thank you, so ordered.

Mr. Clerk, lets proceed.

DEPUTY COUNTY CLERK: Chairman, proceeding with communications.

The following County Communication was presented.

COUNTY COMMUNICATION

NO. 11-121 - DANNY A. MATEO, COUNCIL CHAIR,
(dated April 13, 2011)

Transmitting a proposed resolution entitled "RESCHEDULING THE COUNCIL'S MAY 6, 2011 MEETING TO MAY 10, 2011" and informing of his intention to entertain the following motions:

1. A motion to WAIVE the requirement of committee referral and report as provided for in Rule 7(E) of the Rules of the Council;
2. A motion to ADOPT the proposed resolution; and
3. A motion to FILE this communication.

CHAIR MATEO: Thank you.

Mr. Pontanilla.

COUNCILMEMBER PONTANILLA: Thank you, Chairman.

ON YOUR BEHALF I MOVE THAT THE REQUIREMENT OF COMMITTEE REFERRAL AND REPORT FOR THE PROPOSED RESOLUTION ENTITLED "RESCHEDULING THE COUNCIL'S MAY 6, 2011 MEETING TO MAY 10, 2011" AS PROVIDED FOR IN RULE 7(E) OF THE RULES OF THE COUNCIL BE WAIVED.

COUNCILMEMBER VICTORINO:

MR. CHAIR, I SECOND.

VICE-CHAIR PONTANILLA: Go ahead.

COUNCILMEMBER VICTORINO: Go ahead.

MR. CHAIR, I SECOND THE MOTION.

CHAIR MATEO: Thank you, it's been moved by Mr. Pontanilla and second by Mr. Victorino that the requirement of committee referral and report pursuant to, to Rule 7(E) of the Rules of the Council be waived.

Mr. Pontanilla.

VICE-CHAIR PONTANILLA: Thank you, Chairman.

The reason for this consideration is to provide for the prompt rescheduling of the May 6, 2011 Council meeting to allow for continuity, continuity of ongoing discussion and deliberation by the Budget and Finance Committee concerning the annual budget.

CHAIR MATEO: Thank you, Mr. Pontanilla. Members, any further discussion? All those in favor of the motion to waive the rules of committee referral and report as required in Rule 7(E) of the Rules of the Council signify by saying "aye".

AYES: COUNCILMEMBERS BAISA, CARROLL, COCHRAN,
COUCH, HOKAMA, VICTORINO, WHITE,
VICE-CHAIR PONTANILLA, AND CHAIR MATEO.

CHAIR MATEO: Those opposed say "no".

NOES: NONE.

CHAIR MATEO: Motion, motion for waiver is passed seven "ayes" *[sic]*, zero "noes".

Mr. Pontanilla.

VICE-CHAIR PONTANILLA: Thank you, Chairman.

I MOVE THAT THE PROPOSED RESOLUTION ENTITLED "RESCHEDULING THE COUNCIL'S MAY 6, 2011 MEETING TO MAY 10, 2011" BE ADOPTED AND THAT COUNTY COMMUNICATION 11-121 BE FILED.

COUNCILMEMBER VICTORINO:

MR. CHAIR, I SECOND THE MOTION.

CHAIR MATEO: Thank you, it's been moved by Mr. Pontanilla and second by Mr. Victorino to adopt the proposed resolution entitled "RESCHEDULING THE COUNCIL'S MAY 6, 2011 MEETING TO MAY 10, 2011".

Prior to, to the continuing on this particular item, the Chair just needs to make a clarification on the vote that we just took a few minutes ago for the waiver of the rules, it was 9 – 0. The Chair inadvertently was thinking of lucky seven and I had indicated seven, I stand corrected, the correct vote was nine. Thank you very much.

Mr. Pontanilla.

VICE-CHAIR PONTANILLA: Thank you. We had a very hard day.

I am pleased on your behalf to move forward this resolution that will reschedule the Council meeting of Friday, May 6, 2011. As Budget and Finance Committee Chair I appreciate this consideration that will facilitate the committee to meet its requirements and allow the undelayed deliberation and evaluation of the Fiscal Year 2012 Budget. Thank you.

CHAIR MATEO: Thank you, Mr. Pontanilla. Members, further discussion? All those in favor of the motion to adopt the, the proposed resolution entitled "RESCHEDULING THE COUNCIL'S MAY 6, 2011 MEETING TO MAY 10, 2011", all those in favor signify by saying "aye".

AYES: COUNCILMEMBERS BAISA, CARROLL, COCHRAN, COUCH, HOKAMA, VICTORINO, WHITE, VICE-CHAIR PONTANILLA, AND CHAIR MATEO.

CHAIR MATEO: Those opposed say "no".

NOES: NONE.

CHAIR MATEO: Motion is carried with nine "ayes".

Mr. Pontanilla.

VICE-CHAIR PONTANILLA: No more discussion.

CHAIR MATEO: Thank you, the Chair could, would entertain a motion to file the communication.

VICE-CHAIR PONTANILLA:

OKAY, ON YOUR BEHALF I WANT TO FILE COUNTY COMMUNICATION AS YOU SO NOTED.

CHAIR MATEO: Thank you.

COUNCILMEMBER VICTORINO:

MR. CHAIR, I SECOND THE MOTION.

CHAIR MATEO: Thank you, Members. It's been moved by Mr. Pontanilla and second by Mr. Victorino that County Communication No. 11-121 be filed. Any further discussion? Mr., go ahead. Short recess. Members, stay where you are, we're going to take a short recess for two minutes.

(THE MEETING WAS RECESSED BY THE CHAIR AT 5:56 P.M., AND WAS RECONVENED AT 5:57 P.M., WITH ALL MEMBERS PRESENT.)

CHAIR MATEO: Council of the County of Maui, special meeting of April 20, 2011 will reconvene.

Members, we had a motion on the floor made by Mr. Pontanilla and second by Mr. Victorino to file County Communication No. 11-121. Further discussion? All those in favor of the motion signify by saying "aye".

AYES: COUNCILMEMBERS BAISA, CARROLL, COCHRAN,
COUCH, HOKAMA, VICTORINO, WHITE,
VICE-CHAIR PONTANILLA, AND CHAIR MATEO.

CHAIR MATEO: Those opposed say "no".

NOES: NONE.

CHAIR MATEO: Motion is carried with nine "ayes".

Mr. Clerk.

DEPUTY COUNTY CLERK: For the record, RESOLUTION 11-39.

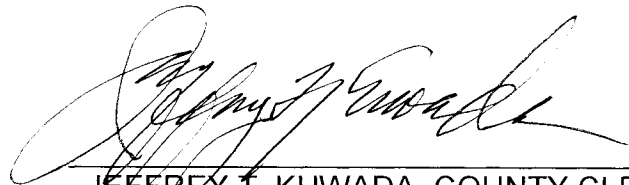
Chairman, nothing further is scheduled to come before the Council.

CHAIR MATEO: Members, we've concluded our business for the, for the, for the evening. At this time, the Chair would just like to recognize those individuals that provides support for, for this Council. We have our Corporation Counsel, Ms., Deputy Corporation Counsel Adrienne Heely, excuse me; Lance Taguchi our Deputy County Clerk. We also have our Director of Council Services, Mr. Fukuoka and our support staff.

Members, this has been a very interesting quick evening for us. I, I definitely look forward to the continuation of this evening. Members, the special meeting for April 20, 2011 is adjourned.

ADJOURNMENT

The special meeting of April 20, 2011, was adjourned by the Chair at 5:59 p.m.



JEFFREY T. KUWADA, COUNTY CLERK
COUNTY OF MAUI, STATE OF HAWAII