

POLICY COMMITTEE

Council of the County of Maui

Meeting Agenda

Wednesday, May 23, 2012
1:30 p.m.
Council Chamber, 8th Floor
200 South High Street, Wailuku, Hawaii

website: <http://www.mauicounty.gov/committees/POL>

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OFFICE OF THE
COUNTY CLERK

VOTING MEMBERS

G. Riki Hokama, Chair

Robert Carroll, Vice-Chair

Gladys C. Baisa

Elle Cochran

Donald G. Couch, Jr.

Danny A. Mateo

Joseph Pontanilla

Michael P. Victorino

Mike White

AGENDA ITEMS ARE SUBJECT TO CANCELLATION. For a confirmation of the meeting date and time, and for tentative scheduling of agenda items, please contact the Committee Staff (Carla Nakata or Tammy Frias) at: Office of Council Services, 200 South High Street, Wailuku, HI 96793, 808-270-7838, 1-800-272-0026 (toll-free from Molokai), 1-800-272-0098 (toll-free from Lanai), 808-270-7686 (fax).

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. These time limits may be modified pursuant to the Rules of the Council, provided a modification would apply equally to all testifiers and all items. 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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify. To ensure its distribution prior to the meeting, written testimony must be received in the Office of Council Services 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. If written testimony is submitted at the meeting, 16 copies are requested to ensure distribution at the meeting.

INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE should call the Office of Council Services at least three days in advance.

DOCUMENTS ON FILE WITH THE COMMITTEE, which may include correspondence relating to the agenda items below, may be inspected prior to the meeting date. Photocopies may be ordered, subject to charges imposed by law (Maui County Code, Sec. 2.64.010). Please contact the Office of Council Services to make arrangements for inspection or photocopying of documents.

TO LEARN MORE ABOUT COUNCIL-RELATED ISSUES, tune in to Akaku: Maui Community Television.

POL-2(33)

NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS (KULA AGRICULTURAL PARK COMMITTEE)

DESCRIPTION:

The Committee is in receipt of correspondence dated April 18, 2012 (received April 19, 2012), from the Mayor, transmitting a proposed resolution entitled "APPOINTMENT OF A MEMBER TO THE KULA AGRICULTURAL PARK COMMITTEE FOR THE COUNTY OF MAUI", along with a completed application form for the nominee. The purpose of the proposed resolution is to approve or disapprove the nomination of Darren Strand to the Kula Agricultural Park Committee, for a term expiring on March 31, 2017.

STATUS:

There is no time limitation for Council approval or disapproval of the nomination. The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider other related action.

MORE →

POL-35 WATERLINE, ACCESS, UTILITIES, AND LANDSCAPING EASEMENTS INVOLVING THE DEPARTMENT OF POLICE, MONSANTO COMPANY, AND HALEAKALA RANCH COMPANY FOR THE DEVELOPMENT OF THE KIHEI POLICE STATION

- DESCRIPTION:** The Committee is in receipt of the following:
1. County Communication 11-296, from the Chief of Police, transmitting a proposed resolution to authorize the acceptance of an R-1 waterline and related waterline easement from Monsanto Company; the cancellation of an existing access easement over TMK: (2) 2-2-02:069, Kihei, Maui, Hawaii, in favor of an access easement across TMK: (2) 2-2-02:070, Kihei, Maui, Hawaii (“subject property”); the acceptance of an access, utilities, and landscaping easement from Monsanto Company; and the grant of a relocatable R-1 waterline easement to Haleakala Ranch Company. These easements are to facilitate the development of the Kihei Police Station at the subject property.
 2. Correspondence dated January 13, 2012, from the Department of the Corporation Counsel, transmitting a revised proposed resolution entitled “AUTHORIZING THE ACCEPTANCE OF THE DEDICATION OF A R-1 WATERLINE, R-1 WATERLINE EASEMENT, AND AN ACCESS, UTILITIES AND LANDSCAPING EASEMENT FROM MONSANTO COMPANY, THE CANCELLATION OF EXISTING EASEMENT, AND THE GRANT OF A RELOCATABLE R-1 WATERLINE EASEMENT TO HALEAKALA RANCH COMPANY, PURSUANT TO CHAPTERS 3.44 AND 3.56, MAUI COUNTY CODE”. The revised proposed resolution incorporates clarifying and nonsubstantive revisions.
- STATUS:** The Committee may consider whether to recommend adoption of the revised proposed resolution, with or without further revisions. The Committee may also consider the filing of County Communication 11-296 and other related action.

POL-49 PUBLICATION OF THE MAUI COUNTY CHARTER

- DESCRIPTION:** The Committee is in receipt of County Communication 12-93, from Councilmember Donald G. Couch, Jr., transmitting a proposed bill entitled “A BILL FOR AN ORDINANCE AMENDING CHAPTER 1.14, MAUI COUNTY CODE, RELATING TO PUBLICATION OF THE MAUI COUNTY CHARTER”. The purpose of the proposed bill is to require that the County Clerk compile, publish, and distribute the Maui County Charter following any general or special election on any proposed Charter, or amendments thereto, to include all amendments adopted.
- STATUS:** The Committee may consider whether to recommend passage of the proposed bill on first reading, with or without revisions. The Committee may also consider the filing of County Communication 12-93 and other related action.

POL-10(4) PROPOSED CHARTER AMENDMENTS (COUNCIL APPROVAL OF THE MAYOR’S APPOINTMENT OF THE PLANNING DIRECTOR)

- DESCRIPTION:** The Committee is in receipt of the following:
1. County Communication 09-229, from the Chair of the Committee of the Whole, relating to proposed Charter amendments.
 2. County Communication 11-165, from Council Chair Danny A. Mateo, transmitting a proposed resolution entitled “PROPOSING AN AMENDMENT TO THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, TO REQUIRE COUNCIL APPROVAL OF THE MAYOR’S APPOINTMENT OF THE PLANNING DIRECTOR”. The purpose of the proposed resolution is to place on the next General Election ballot the question of whether Council approval of the Mayor’s appointment of the Planning Director should be required.
- STATUS:** The Committee may consider whether to recommend passage on first reading of the proposed resolution, with or without revisions. The Committee may also consider the filing of County Communication 11-165 and other related action.

POL-10(5) PROPOSED CHARTER AMENDMENTS (COUNCIL APPROVAL OF THE MAYOR'S APPOINTMENT OF THE DIRECTOR OF FINANCE)

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication 09-229, from the Chair of the Committee of the Whole, relating to proposed Charter amendments.
2. County Communication 11-166 from Council Chair Danny A. Mateo, transmitting a proposed resolution entitled "PROPOSING AN AMENDMENT TO THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, TO REQUIRE COUNCIL APPROVAL OF THE MAYOR'S APPOINTMENT OF THE DIRECTOR OF FINANCE". The purpose of the proposed resolution is to place on the next General Election ballot the question of whether Council approval of the Mayor's appointment of the Director of Finance should be required.

STATUS: The Committee may consider whether to recommend passage on first reading of the proposed resolution, with or without revisions. The Committee may also consider the filing of County Communication 11-166 and other related action.

POL-10(11) PROPOSED CHARTER AMENDMENTS (COUNCIL APPROVAL OF THE MAYOR'S APPOINTMENT OF THE MANAGING DIRECTOR)

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication 09-229, from the Chair of the Committee of the Whole, relating to proposed Charter amendments.
2. Correspondence dated March 30, 2012, from the Chair of the Policy Committee, transmitting a proposed resolution entitled "PROPOSING AN AMENDMENT TO THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, TO REQUIRE COUNCIL APPROVAL OF THE MAYOR'S APPOINTMENT OF THE MANAGING DIRECTOR". The purpose of the proposed resolution is to place on the next General Election ballot the question of whether Council approval of the Mayor's appointment of the Managing Director should be required.

STATUS: The Committee may consider whether to recommend passage on first reading of the proposed resolution, with or without revisions. The Committee may also consider other related action.

POL-10(8) PROPOSED CHARTER AMENDMENTS (PLANNING COMMISSION REVIEW OF LAND USE ORDINANCES)

DESCRIPTION: The Committee is in receipt of the following:

1. County Communication 09-229, from the Chair of the Committee of the Whole, relating to proposed Charter amendments.
2. Correspondence dated October 21, 2011, from Councilmember Donald G. Couch, Jr., transmitting a proposed resolution entitled "PROPOSING AN AMENDMENT TO SECTION 8-8.4 OF THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, RELATING TO PLANNING COMMISSION REVIEW OF LAND USE ORDINANCES". The purpose of the proposed resolution is to place on the next General Election ballot the question of whether Section 8-8.4 of the Charter should be amended to require the planning commissions to transmit findings and recommendations within 120 days after receipt of the referral rather than 120 days after the final public hearing.

STATUS: The Committee may consider whether to recommend passage on first reading of the proposed resolution, with or without revisions. The Committee may also consider other related action.