

COUNCIL OF THE COUNTY OF MAUI

RECEIVED

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A G E N D A

Regular Meeting of June 15, 2012
9:00 a.m.
Council Chamber
8th Floor, Kalana O Maui Building
200 South High Street, Wailuku, Hawaii

OFFICE OF THE
COUNTY CLERK

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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.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.

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- A. ROLL CALL
 - B. OPENING REMARKS: COUNCILMEMBER MICHAEL B. WHITE
 - C. PLEDGE OF ALLEGIANCE
 - D. TESTIMONY ON CEREMONIAL RESOLUTIONS
 - E. CEREMONIAL RESOLUTIONS:
NONE.
 - F. PRESENTATION OF WRITTEN OR ORAL TESTIMONY
 - G. MINUTES:

Regular Meeting of April 10, 2012
Regular Meeting of April 26, 2012

H. COMMITTEE REPORTS:

NO. 12-59 - POLICY COMMITTEE:

Recommending **ADOPTION** of resolution approving the appointment of Darren Strand to the Kula Agricultural Park Committee, for a term expiring on March 31, 2017.

I. COMMUNICATIONS:

1. COUNTY COMMUNICATIONS:

NO. 12-124 - MAYOR, informing of a vacancy on the Council on Aging due to the resignation of Josiah Sutton.

NO. 12-125 - COUNCIL CHAIR MATEO, transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF MICHELE M. YOSHIMURA AS A LEGISLATIVE ANALYST IN THE OFFICE OF COUNCIL SERVICES"; and requesting that the following motions be offered:

1. A motion to ADOPT the proposed resolution; and
2. A motion to FILE this communication.

NO. 12-126 - COUNCIL CHAIR MATEO, transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF SETSUKO REGINA GORMLEY AS A LEGISLATIVE ATTORNEY IN THE OFFICE OF COUNCIL SERVICES"; and requesting that the following motions be offered:

1. A motion to ADOPT the proposed resolution; and
2. A motion to FILE this communication.

NO. 12-127 - CHAIR, POLICY COMMITTEE, informing of his intention to offer the following motions:

1. A motion to DISCHARGE the Policy Committee from further consideration on a proposed resolution entitled "APPROVING THE HAWAII STATE ASSOCIATION OF COUNTIES ("HSAC") OFFICERS, HSAC NOMINEES TO THE NATIONAL ASSOCIATION OF COUNTIES BOARD OF DIRECTORS, AND HSAC NOMINEES TO THE WESTERN INTERSTATE REGION BOARD OF DIRECTORS FOR FISCAL YEAR 2013";
2. A motion to WAIVE the requirement of committee report as provided for in Rule 7(E) of the Rules of the Council;
3. A motion to ADOPT the proposed resolution; and
4. A motion to FILE this communication.

1. COUNTY COMMUNICATIONS (continued):

- NO. 12-128 - MANAGING DIRECTOR, transmitting the Fiscal Year 2012 Capital Improvement Projects Implementation Report, Third Quarter ending March 31, 2012.
- NO. 12-129 - DIRECTOR OF ENVIRONMENTAL MANAGEMENT, transmitting a proposed resolution entitled "ACCEPTING DEDICATION OF RECLAIMED WATERLINE EASEMENTS FOR HALEAKALA GREENS SUBDIVISION, PURSUANT TO SECTION 3.44.015, MAUI COUNTY CODE".
- NO. 12-130 - DIRECTOR OF ENVIRONMENTAL MANAGEMENT, transmitting a proposed resolution entitled "ACCEPTING DEDICATION OF SEWERLINE EASEMENTS FOR THE EPA CONSENT DECREE SEWER REHABILITATION PROJECT, PURSUANT TO SECTION 3.44.015, MAUI COUNTY CODE".
- NO. 12-131 - DIRECTOR OF ENVIRONMENTAL MANAGEMENT, transmitting a proposed resolution entitled "ACCEPTING DEDICATION OF SEWERLINE EASEMENTS FOR THE WAILUKU FORCE MAIN PROJECT, PURSUANT TO SECTION 3.44.015, MAUI COUNTY CODE".
- NO. 12-132 - PLANNING DIRECTOR, relating to an application submitted by Xorin Balbes of Soulspace Ranch LLC, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION FROM AGRICULTURAL DISTRICT TO RURAL DISTRICT (CONDITIONAL BOUNDARY AMENDMENT) FOR PROPERTY SITUATED AT 1813 BALDWIN AVENUE, TAX MAP KEY NO. (2) 2-5-004:007, MAKAWAO, MAUI, HAWAII", and related documents.
- NO. 12-133 - CHAIR, BOARD OF WATER SUPPLY, transmitting the Board of Water Supply's recommendations relating to Resolution No. 12-30, entitled "REFERRING TO THE LANAI PLANNING COMMISSION A PROPOSED BILL TO ESTABLISH A LANAI WATER ADVISORY COMMITTEE".

2. GENERAL COMMUNICATIONS:

NONE.

J. RESOLUTIONS:

NONE.

K. ORDINANCES - SECOND AND FINAL READING:

BILL NO. 54 (2012) - "A BILL FOR AN ORDINANCE AMENDING CHAPTER 1.14, MAUI COUNTY CODE, RELATING TO PUBLICATION OF THE MAUI COUNTY CHARTER"

BILL NO. 55 (2012) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2012 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF FIRE AND PUBLIC SAFETY; TOTAL OPERATING APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"

L. UNFINISHED BUSINESS:

RESOLUTIONS - SECOND AND FINAL READING:

NO. 12-52 - "PROPOSING AN AMENDMENT TO THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, RELATING TO VACANCY IN OFFICE"
DRAFT 1

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.