

BUDGET AND FINANCE COMMITTEE

Council of the County of Maui

MINUTES

July 31, 2012

Council Chamber, 8th Floor

CONVENE: 1:34 p.m.

PRESENT: Councilmember Joseph Pontanilla, Chair
Councilmember Gladys C. Baisa, Member
Councilmember Robert Carroll, Member
Councilmember Elle Cochran, Member (In 1:35 p.m.)
Councilmember Donald G. Couch, Jr., Member
Councilmember Danny A. Mateo, Member
Councilmember Mike White, Member

EXCUSED: Councilmember G. Riki Hokama, Vice-Chair
Councilmember Michael P. Victorino, Member

STAFF: Scott Kaneshina, Legislative Analyst
Regina Gormley, Legislative Attorney
Camille Sakamoto, Committee Secretary

ADMIN.: Sananda K. Baz, Budget Director, Office of the Mayor
Jo-Ann T. Ridao, Director, Department of Housing and Human Concerns
Janice Shishido, Deputy Director, Department of Housing and Human Concerns
David S. Taylor, Director, Department of Water Supply
Jeffrey T. Ueoka, Deputy Corporation Counsel, Department of the Corporation Counsel

OTHERS: Lyn McNeff, Executive Director, Maui Economic Opportunity, Inc. (Item BF-97)

PRESS: *Akaku: Maui Community Television, Inc.*

CHAIR PONTANILLA: . . .(*gavel*). . . The Budget and Finance Committee meeting for July 31, 2012 is now in session. The time is 1:34. Chair would like to introduce the members that are here this afternoon. Member Carroll, Member Baisa --

COUNCILMEMBER BAISA: Good afternoon.

CHAIR PONTANILLA: --Member Couch.

COUNCILMEMBER COUCH: Good afternoon.

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CHAIR PONTANILLA: Good afternoon. Member White and Chairman Mateo. Excused at this time are Members Cochran, Hokama and Victorino. With us this afternoon we do have the Budget Director, Mr. Sandy Baz --

MR. BAZ: Aloha.

CHAIR PONTANILLA: --aloha, and Jeff Ueoka, Deputy Corporation Counsel.

MR. UEOKA: Afternoon.

CHAIR PONTANILLA: Good afternoon. And from the Housing and Human Concerns Office, we do have Jan Shishido.

MS. SHISHIDO: How are you, Chair?

CHAIR PONTANILLA: Good. Jan is the Deputy Director. Supporting the Members this afternoon, we do have Scott Kaneshina, as well as Gina Gormley and Camille Sakamoto. Chair would like to recognize the presence of Member Cochran.

COUNCILMEMBER COCHRAN: Thank you, Chair.

CHAIR PONTANILLA: Thank you. There is no one signed up for public testimony at this time. Is there anyone in the audience that would like to provide public testimony? Seeing none, if there's no objections, the Chair would like to close public testimony.

COUNCIL MEMBERS: **No objections.**

CHAIR PONTANILLA: Wow!

ALL: . . .*(laughter)*. . .

ITEM BF-97: AMENDING FY 2013 BUDGET: DEPARTMENT OF HOUSING AND HUMAN CONCERNS (STRATEGIC PREVENTION FRAMEWORK - STATE INCENTIVE GRANT (SPF-SIG) GRANT) (CC 12-153)

CHAIR PONTANILLA: Members, today we have three items on our agenda. The first item is BF-97, Amending Fiscal Year 2013 Budget: Department of Housing and Human Concerns (Strategic Prevention Framework - State Incentive Grant (SPF-SIG) Grant). The purpose of the proposed bill is to amend the Fiscal Year 2013 Budget by adding a \$228,603 grant to the Department of Housing and Human Concerns for the Strategic Prevention Framework State Incentive Grant. The grant will be used to reduce and prevent underage drinking in Maui County. Mr. Baz, you have comments?

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MR. BAZ: Thank you, Mr. Chair. Aloha and good afternoon, Members. So the, if you look in your file, the communication, you'll see that we did receive notification on June 7th that the State had additional monies for a project that we've been working on. Subsequently, we have been notified that the amount was reduced by, from the State by, to \$100,000. So if, you'll see we transmitted...we passed out this afternoon a...just for your review, a revised bill for an ordinance reflecting that amount...the change of \$100,000. I have the Deputy Director of Housing and Human Concerns, Jan Shishido, here to describe the details of the program if you so desire.

CHAIR PONTANILLA: Thank you. Ms. Shishido, if you could....quickly?

MS. SHISHIDO: Good afternoon, Chair Pontanilla and Council members. Jan Shishido, Deputy Director, Housing and Human Concerns. We are so fortunate to get extra monies from the State because of the great work that has been going on with the many providers to continue with our underage drinking program. It is the energy that came from Councilmember Couch's ordinance amendment when it came to banning alcohol in the Kihei parks area, and now we're moving forward and hoping for continued policy changes as well as social norm changes in regards to having adults to "Be A Jerk" and to say no to underage drinking. So we're happy to have the...

CHAIR PONTANILLA: Okay --

MS. SHISHIDO: Any questions?

CHAIR PONTANILLA: Thank you. Members, passed out to you this afternoon is the revised bill, entitled, A Bill for an Ordinance Amending the Fiscal Year 2013 Budget for the County of Maui as it Pertains to Appendix A, Part I, Grant Revenue – Schedule of Grants by Departments and Programs. Members, any questions for Mr. Baz or Ms. Shishido? Mr. White.

COUNCILMEMBER WHITE: Thank you. What was the reason for the reduction from "228,000" to "100,000"?

MS. SHISHIDO: Basically, it had to do more with what the State ended up with and how they divvied up the money. And so, after having their fiscal budget looked at, and they realized that many of the monies were not there. So then, all the counties were divvied up a little less.

COUNCILMEMBER WHITE: And were these State funds or Federal pass-throughs?

MS. SHISHIDO: These are Federal pass-throughs. It comes from SAMSA, the Substance Abuse Mental Health Service Administration who passes down their money to the Department of Health, to their ADAD, Alcohol and Drug Abuse Division. And this particular SPF-SIG Grant for the first time, the State actually divvied out monies to the counties to have programs and providers look at underage drinking or prevention of underage drinking.

COUNCILMEMBER WHITE: Okay, thank you. Thank you, Chair.

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CHAIR PONTANILLA: Thank you. Mr. Couch?

COUNCILMEMBER COUCH: Thank you, Mr. Chair. Ms. Shishido, you say that the State cut us back to \$100,000, did they get cut back from the Federal government?

MS. SHISHIDO: Not so much cut back, but their expenditures, their expenses, after they finished looking at all what happened at the end, when all their invoicing had come in, and with all their budgetary monies, it then it came down to having Maui County get the 100,000.

COUNCILMEMBER COUCH: Okay. It's kind of...most of it went to the State, the hundred...the extra 128,603?

MS. SHISHIDO: Actually, the most of it went to the other counties. Because all our...I'm proud to say that our site monitoring and fiscal monitoring was of top notch and was all approved by the State. But it was, then the other counties brought in invoices that were unaccounted for, and so we had to put a hold on all our spending.

COUNCILMEMBER COUCH: Good job at keeping up on the financial side, but it's too bad for the, that the other counties kind of gave us false hope there. Thank you, Mr. Chair.

CHAIR PONTANILLA: Okay. Ms. Baisa?

COUNCILMEMBER BAISA: Yes. I guess what happened here was they underestimated...overestimated what their Carryover was going to be and probably didn't have all of their invoices in...that happens. You know, we all know how Carryovers get played around with, their estimates and then when...and you see, you see...anyway, this \$100,000 is for underage drinking prevention. How is it going to be coordinated with the "Be A Jerk" campaign that we already funded?

MS. SHISHIDO: Actually, it's continuing on or it's helping us sustain the "Be A Jerk" campaign, because there will, there's a lot more providers that want to get on board to continue the "Be A Jerk" campaign as well as the "Be A Jerk" is part of the CMCA project which is Communities Mobilizing for Change on Alcohol. And the CMCA has a lot of components in it, by which not just the "Be A Jerk" is going to be focused on, but we want to focus also on social norms when it comes to say, parks and youth centers.

COUNCILMEMBER BAISA: Well, I couldn't agree with you more. I think it's time to change some of our social norms and I guess this is how you do it, little piece by little piece. I think once we do a better job of changing those social norms, we may not have all the underage drinking problems that we have. So this is really great exciting news for me, I'm really happy to see this money coming in. Thank you.

MS. SHISHIDO: Thank you.

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CHAIR PONTANILLA: Any more questions, Members? Seeing none, the Chair would like to make his recommendation.

COUNCILMEMBER BAISA: Recommendation?

COUNCIL MEMBERS: Recommendation?

CHAIR PONTANILLA: Chair's recommendation is to pass on first reading a revised bill, proposed bill entitled, A Bill for an Ordinance Amending the Fiscal Year 2013 Budget for the County of Maui as it Pertains to Appendix A, Part I, Grant Revenue – Schedule Of Grants by Departments and Programs, Department of Housing and Human Concerns; and the filing of County Communication No. 12-153.

COUNCILMEMBER COUCH: So moved.

COUNCILMEMBER WHITE: Second.

CHAIR PONTANILLA: Moved by Member Couch, seconded by Member White. Any more discussion, Members? Seeing none, all in favor of the motion, please say "aye".

COUNCIL MEMBERS: Aye.

CHAIR PONTANILLA: Any opposed? Seeing none, motion is carried, seven "ayes"; two "excused", Members Hokama and Victorino.

VOTE: AYES: Chair Pontanilla and Councilmembers Baisa, Carroll, Cochran, Couch, Mateo, and White.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: Vice-Chair Hokama and Councilmember Victorino.

MOTION CARRIED.

ACTION: Recommending FIRST READING of revised bill and FILING of communication.

ITEM BF-99: AMENDING FY 2013 BUDGET: DEPARTMENT OF HOUSING AND HUMAN CONCERNS PROGRAM (HANA DIALYSIS PROGRAM GRANT) (CC 12-155)

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CHAIR PONTANILLA: Okay, Members, the next item is BF-99, Amending Fiscal Year 2013 Budget: Department of Housing and Human Concerns Program (Hana Dialysis Program Grant). The purpose of the proposed bill is to amend the Fiscal Year 2013 Budget by revising the name of the grantee from “Hana Community Association for Hana Dialysis” to “Hana Dialysis Home Program”. The revised description will allow the Director of the Department of Housing and Human Concerns to procure a provider for Hana dialysis services through a competitive bid process. At this time, I’d like to call on Mr. Baz, first.

MR. BAZ: Thank you, Mr. Chair. This, as you mentioned, is just a name change for this grant program. And I will let the Director, Jo-Ann Ridao, explain the details of it.

CHAIR PONTANILLA: Ms. Ridao?

MS. RIDAO: Thank you, Chair Pontanilla. Good afternoon, Members. You’re probably wondering why this change, and I thank you for the opportunity to maybe give a little explanation. Back when the Hana dialysis house--it’s called Hui Laulima--was instituted and implemented, Hui Laulima, who are the founders of the dialysis house, was not a legal entity. So they needed a pass-through nonprofit organization to assist them with the fiscal responsibility. They have since become a 501(c)(3) non-profit. They have hired an accounting firm and they are interested in participating as the management firm, and they have been acting as the management organization for the Hana dialysis house. Therefore, I thought it’d be only right to give them the opportunity to make a bid to do this project on their own. And that is why we’ve brought this to Council for amendment.

CHAIR PONTANILLA: Thank you. Members, questions? Seeing none, Chair would like to make his recommendation.

COUNCIL MEMBERS: Recommendation?

CHAIR PONTANILLA: Chair’s recommendation is to pass on first reading a proposed bill entitled, A Bill for an Ordinance Amending the Fiscal Year 2013 Budget for the County of Maui as it Pertains to the Department of Housing and Human Concerns, and the filing of County Communication 12-155.

COUNCILMEMBER CARROLL: So moved.

COUNCILMEMBER COUCH: Second.

CHAIR PONTANILLA: Moved by Member Carroll, seconded by Member Couch. Any more discussion, Members? Seeing none, all in favor of the motion, please say, “aye”.

COUNCIL MEMBERS: Aye.

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CHAIR PONTANILLA: Any opposed? Seeing none, motion is carried, seven “ayes”; two “excused”, Members Hokama and Victorino.

VOTE: AYES: Chair Pontanilla and Councilmembers Baisa, Carroll, Cochran, Couch, Mateo, and White.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: Vice-Chair Hokama and Councilmember Victorino.

MOTION CARRIED.

ACTION: Recommending FIRST READING of bill and FILING of communication.

ITEM BF-98: AMENDING FY 2013 BUDGET: DEPARTMENT OF WATER SUPPLY (WELLHEAD PROTECTION PROGRAMS GRANT) (CC 12-154)

CHAIR PONTANILLA: Okay, Members, the final item on our agenda this afternoon is BF-98, Amending Fiscal Year 2013 Budget: Department of Water Supply (Wellhead Protection Programs Grant). The purpose of the proposed bill is to amend the Fiscal Year 2013 Budget by adding a \$750,000 appropriation to the Department of Water Supply for the Wellhead Protection Program grant. The grant will be used to implement source water and wellhead protection measures throughout Maui County. So, at this time, I'd like to call on Mr. Baz and then Mr. David.

MR. BAZ: Thank you, Mr. Chair. Dave Taylor, our Director of Water Supply is here to describe briefly the details of this program and any questions you might have.

MR. TAYLOR: Thank you.

CHAIR PONTANILLA: Mr. Taylor?

MR. TAYLOR: In general, wellhead protection is about protecting water wells from human contamination. As you can imagine, human activities can cause contaminants to go into the ground and eventually make their way to water wells. There was a previous hydrogeologic study that identified what's called the two-year travel time, meaning, in what areas can contaminants on the ground get to wells within two years? That's considered the critical time that...anything longer than that, it's considered that these sort of things break down. So this grant, \$750,000 which is EPA money given to the State, a portion of which goes towards wellhead

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protection--either public wells or even private water company wells--to do wellhead protection measures to keep this contamination from happening. This \$750,000 grant would cover things such as education for people in those previously identified areas, it would cover wellhead protection easement purchases. The County could go in and use this money to buy easements so that people...we would control that land so that people can't do things that could contaminate future wells, et cetera. So this entire effort is about recognizing that an ounce of prevention is well worth it to protect our existing wells from being contaminated, is much, much, much less expensive than trying to remediate once they are. So, again, this is Federal money given to the states, given out. If we don't take this grant, someone else will. I can't imagine that there's anyone in the County of Maui who would have anything negative to say about the County accepting this money, other than, "thank you" to the State. Thank you.

CHAIR PONTANILLA: Thank you. Members, questions for the Budget Director or the Water Director? Member White?

COUNCILMEMBER WHITE: Thank you, Mr. Chair. For the Water Director, do you have a map showing the areas that are delineated as wellhead protection zones or areas or whatever you're calling them?

MR. TAYLOR: We do have a map, and I want to make clear that this is for the *County* wells. There are obviously a lot of private wells; they're not included in our efforts. But we do have a map and I can certainly forward that to you. There's a, there was a series of public meetings, I remember at the last public meeting, it was at the Waikapu Community Center. I remember Councilmember Cochran was there, we put on a PowerPoint and we had those delineated. But we have that map and I have a paper copy with me, if you just want to see it after the meeting. If there's a formal request, I could certainly formally pass that along.

COUNCILMEMBER WHITE: Okay, thank you. Thank you, Chair.

CHAIR PONTANILLA: Thank you. Any more questions? Member Cochran.

COUNCILMEMBER COCHRAN: Thank you. And hi, Mr. Taylor, thank you for being here. Yes, very important that we pass this through. But the amount, is that an average amount that we get annually? Or is this high...low? How does that relate?

MR. TAYLOR: It's really based on the grant application. Last time, we had certain things we wanted to do, which was doing some of those public meetings and getting the hydrogeology study done. Now that we're in the implementation phase, we put together a grant proposal for that implementation phase. So there is a certain amount of money that's available every year and we put in a grant request based on what we're requesting, based on what our needs are. So it is not a flat amount that we should count on every year.

COUNCILMEMBER COCHRAN: Okay. Thank you. Thank you.

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CHAIR PONTANILLA: Thank you. Mr. Couch?

COUNCILMEMBER COUCH: Thank you. And, I'm looking at the budget, Mr. Taylor, and it looks like it's a two-year budget, is that right?

MR. TAYLOR: That's correct.

COUNCILMEMBER COUCH: Okay. And most of that, essentially 500,000 of it is for easement acquisitions?

MR. TAYLOR: That is how we made the grant proposal.

COUNCILMEMBER COUCH: Oh, okay. So, then possibly, if we needed to, we can move stuff around if we don't need to do that many easement?

MR. TAYLOR: That's my understanding. We would have to check with the State about whether these are upper-limits for these functions. But obviously, the \$500,000 for easements is...land acquisition is by far the biggest portion of this --

COUNCILMEMBER COUCH: Sure.

MR. TAYLOR: --so that's why it has the biggest dollar value.

COUNCILMEMBER COUCH: Okay. Thank you. Thank you, Mr. Chair.

CHAIR PONTANILLA: Okay. More questions? Seeing none, Chair is going to make his recommendation.

COUNCIL MEMBERS: Recommendation?

CHAIR PONTANILLA: Thank you. The Chair's recommendation is to pass on first reading a proposed bill entitled, A Bill for an Ordinance Amending the Fiscal Year 2013 Budget for the County of Maui as it Pertains to Appendix A, Part I, Grant Revenue – Schedule of Grants by Departments and Programs, Department of Water Supply; and filing of Community Communication Number 12-154.

COUNCILMEMBER COUCH: So moved.

COUNCILMEMBER WHITE: Second, Mr. Chair.

CHAIR PONTANILLA: Moved by Member Couch, second by Member White. Any more discussion, Members? Seeing none, all in favor of the motion, please say "aye".

COUNCIL MEMBERS: Aye.

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CHAIR PONTANILLA: Any opposed? Seeing none, motion is carried, seven “ayes”; two “excused”, Members Hokama and Victorino.

VOTE: AYES: Chair Pontanilla and Councilmembers Baisa, Carroll, Cochran, Couch, Mateo, and White.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: Vice-Chair Hokama and Councilmember Victorino.

MOTION CARRIED.

ACTION: Recommending FIRST READING of bill and FILING of communication.

CHAIR PONTANILLA: Members, if there’s no objections, the Chair would like to have your permission to have Staff make nonsubstantive changes.

COUNCIL MEMBERS: No objections.

CHAIR PONTANILLA: Thank you. That concludes our agenda’d items for this afternoon. So thank you very much for being here. The Budget and Finance Committee meeting for July 31st is now adjourned. . . .(gavel). . .

ADJOURN: 1:53 p.m.

APPROVED:


JOSEPH PONTANILLA, Chair
Budget and Finance Committee

bf:min:120731:sa

Transcribed by: Shannon Alueta

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CERTIFICATE

I, Shannon Alueta, hereby certify that the foregoing represents to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 20th day of August, 2012, in Wailuku, Hawaii.

A handwritten signature in black ink, appearing to read 'Shannon Alueta', written over a horizontal line.

Shannon Alueta