

RECEIVED

COUNCIL OF THE COUNTY OF MAUI

2014 JAN -3 PM 3:05

A G E N D A

Regular Meeting of January 10, 2014
9:00 a.m.

OFFICE OF THE
COUNTY CLERK

Meeting Site: Council Chamber, 8th Floor, 200 South High Street, Wailuku, Hawaii

Remote Testimony Sites: Hana Council District Office – Hana Community Center, 5091 Uakea Road, Hana, Hawaii
Lanai Council District Office – Lanai Community Center, 8th Street, Lanai City, Hawaii
Molokai Council District Office – 100 Ainoa Street, Kaunakakai, 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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.

REMOTE TESTIMONY SITES: Oral testimony may be received by telephone from each of the Council district offices noted above. If the audio connection between the meeting site in the Council Chamber and any of the remote testimony sites is lost, the meeting in the Council Chamber will still continue. Members of the public interested in information about offering testimony on an agenda item from a remote testimony site may contact the Office of the County Clerk (808-270-7748) prior to the meeting. While oral testimony is being received the district offices cannot provide other services. The audio connection will be terminated after all oral testimony has been received.

If written testimony is submitted at the meeting site, 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: COUNCIL VICE-CHAIR ROBERT CARROLL
- C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTIONSE. CEREMONIAL RESOLUTIONS:

NO. _____ - "CONGRATULATING THE SEABURY HALL GIRLS CROSS COUNTRY TEAM AND BOYS CROSS COUNTRY TEAM FOR WINNING THE HONOLULU MARATHON CROSS COUNTRY STATE CHAMPIONSHIPS 2013 DIVISION II TITLES"

NO. _____ - "CONGRATULATING DAKOTA GROSSMAN FOR WINNING HER FOURTH CROSS COUNTRY STATE CHAMPIONSHIP AND EIGHTH INDIVIDUAL STATE GOLD MEDAL"

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONYG. MINUTES:

NONE.

H. COMMITTEE REPORTS:NO. 14-1 - POLICY AND INTERGOVERNMENTAL AFFAIRS COMMITTEE:

Recommending **ADOPTION** of resolution approving the appointment of Karen Bretharte to the Council on Aging, for a term expiring on March 31, 2016.

NO. 14-2 - POLICY AND INTERGOVERNMENTAL AFFAIRS COMMITTEE:

Recommending **ADOPTION** of resolution authorizing settlement of Claim of Bridget Nakama, Claim 2011-059.

With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee; and Section 92-5(a)(8), Hawaii Revised Statutes, to deliberate or make a decision upon a matter that requires the consideration of information that must be kept confidential pursuant to a State or Federal law, or a court order.

NO. 14-3 - WATER RESOURCES COMMITTEE:

Recommending **FILING** of communication relating to the installation of a waterline to the Hana landfill.

I. COMMUNICATIONS:

1. COUNTY COMMUNICATIONS:

- NO. 14-1 - DIRECTOR OF FINANCE, transmitting 44 contracts/grants for October 2013.
- NO. 14-2 - DIRECTOR OF FINANCE, reporting on transfers from the General Fund and Department of Water Supply Revenue Fund to the Bond Fund as of November 30, 2013.
- NO. 14-3 - COUNCIL VICE-CHAIR CARROLL, transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF CHANCY S. HOPPER AS A LEGISLATIVE ANALYST IN THE OFFICE OF COUNCIL SERVICES".
- NO. 14-4 - COUNCIL VICE-CHAIR CARROLL, transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF ERIN LEA FLEMING AS A LEGISLATIVE ATTORNEY IN THE OFFICE OF COUNCIL SERVICES".
- NO. 14-5 - COUNCIL VICE-CHAIR CARROLL, transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF DERRICK WONG AS A LEGISLATIVE ATTORNEY IN THE OFFICE OF COUNCIL SERVICES".
- NO. 14-6 - BUDGET DIRECTOR, transmitting the following proposed bills entitled:
1. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2014 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; WEST MAUI COMMUNITY PLAN AREA, PARKS AND RECREATION, MOKUHINIA ECOSYSTEM RESTORATION PROJECT; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"; and
 2. "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4041, BILL NO. 40 (2013), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI (MOKUHINIA ECOSYSTEM RESTORATION PROJECT)".
- NO. 14-7 - BUDGET DIRECTOR, transmitting the following proposed bills entitled:
1. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2014 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; WAILUKU-KAHULUI COMMUNITY PLAN AREA, PARKS AND RECREATION, CENTRAL MAUI REGIONAL PARK – MASTER PLANNING; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"; and
 2. "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4041, BILL NO. 40 (2013), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI (CENTRAL MAUI REGIONAL PARK – MASTER PLANNING)".

1. COUNTY COMMUNICATIONS (continued):

- NO. 14-8 - DIRECTOR OF PARKS AND RECREATION, transmitting a proposed resolution entitled, "AUTHORIZING ACCEPTANCE OF A LEASE OF REAL PROPERTY FOR USE AS A PORTION OF THE KAUNAKAKAI LITTLE LEAGUE BALL FIELD, PURSUANT TO CHAPTER 3.56, MAUI COUNTY CODE".
- NO. 14-9 - DIRECTOR OF PARKS AND RECREATION, transmitting a proposed resolution entitled, "AUTHORIZING ACCEPTANCE OF THE DONATION OF ONE (1) SAND/BEACH WHEELCHAIR FROM TRI-ISLE RESOURCE CONSERVATION & DEVELOPMENT COUNCIL, INC., ON BEHALF OF HOALOHA `AINA: SOUTH MAUI VOLUNTEERS TO THE DEPARTMENT OF PARKS AND RECREATION, COUNTY OF MAUI, PURSUANT TO CHAPTER 3.56, MAUI COUNTY CODE".
- NO. 14-10 - COUNCILMEMBER WHITE, relating to the Upcountry Dog Park (Makawao).
- NO. 14-11 - PLANNING DIRECTOR, relating to a Conditional Permit application submitted by Arabella Ark, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE GRANTING ARABELLA GAIL ARK, TRUSTEE OF THE ARABELLA GAIL ARK REVOCABLE TRUST, DATED OCTOBER 17, 2007, A CONDITIONAL PERMIT TO ALLOW CLIENT VISITATIONS AND COMMERCIAL SALES AT A CERAMICS STUDIO WITHIN THE COUNTY AGRICULTURAL DISTRICT FOR PROPERTY SITUATED AT 45-575 HANA HIGHWAY, TMK: (2) 1-5-008:010, HANA, MAUI, HAWAII"; and related documents.

2. GENERAL COMMUNICATIONS:

NONE.

J. RESOLUTIONS:

NONE.

K. ORDINANCES - SECOND AND FINAL READING:

- BILL NO. 97 (2013) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2014 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; WEST MAUI COMMUNITY PLAN AREA, PARKS AND RECREATION, LAHAINA RECREATION CENTER BALLFIELD LIGHTS; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"

K. ORDINANCES - SECOND AND FINAL READING (continued):

BILL NO. 98 (2013) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2014 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; WEST MAUI COMMUNITY PLAN AREA, PARKS AND RECREATION, LAHAINA CIVIC CENTER TENNIS COMPLEX; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"

BILL NO. 99 (2013) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2014 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; WEST MAUI COMMUNITY PLAN AREA, OTHER PROJECTS; WEST MAUI LAND ACQUISITION; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"

BILL NO. 100 (2013) - "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4041, BILL NO. 40 (2013), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI (WEST MAUI LAND ACQUISITION)"

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.