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M I N U T E S
PLANNING COMMITTEE
COUNCIL OF THE COUNTY OF MAUI
WAILUKU, MAUI, HAWAII
FEBRUARY 25, 2014

APPROVED:

Committee Chair

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1 **RECONVENE:** **9:10 a.m.**

2 **PRESENT:** VOTING MEMBERS:
 Councilmember Donald G. Couch, Jr., Chair
 3 Councilmember Michael P. Victorino,
 Vice-Chair
 4 Councilmember Elle Cochran
 Councilmember Stacy Crivello
 5 Councilmember Don S. Guzman

6 **EXCUSED:** Councilmember Gladys C. Baisa,
 Councilmember Mike White

7
 8 **STAFF:** David Raatz, Director
 Regina Gormley, Legislative Attorney
 Chancy Hopper, Legislative Analyst
 9 Pauline Martins, Committee Secretary

10 **ADMIN:** Michael Hopper, Deputy Corporation Counsel,
 Department of the Corporation Counsel
 11 William Spence, Director, Department of
 Planning
 12 Sananda K. Baz, Budget Director, Office of
 the Mayor
 13 David C. Goode, Director, Department of
 Public Works
 14 Jo Anne Johnson Winer, Director, Department
 of Transportation
 15 Jo-Ann Ridao, Director, Department of Housing
 and Human Concerns
 16 Robert Halvorson, Planning and Development
 Chief, Department of Parks and Recreation
 17 Kyle Ginoza, Director, Department of
 Environmental Management
 18 Anna Foust, Emergency Management Officer,
 Civil Defense Agency

19
 20 **OTHERS:** Jim Smith

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

22 **PC-46 MAUI ISLAND PLAN IMPLEMENTATION PROGRAM**
 (CC 13-401)

23
 24 CHAIR COUCH: ...*(gavel)*... Will the meeting of
 25 February -- the Planning Committee meeting of February

1 20th please come back to order. It is now February 25th,
2 and it's about 9:10 a.m. My name is Don Couch and I'm the
3 Chairman of the Committee. Before we start, can everybody
4 in the gallery please turn off your phones or put them
5 into silent mode so we don't have them ringing? And I
6 wanna welcome the Members today. First of all, the
7 Vice-Chair of the Committee, Mike Victorino.

8 VICE-CHAIR VICTORINO: Aloha, Chair.

9 CHAIR COUCH: Aloha. Excused is Council Chair
10 Baisa. And then with us today is Elle Cochran.

11 COUNCILMEMBER COCHRAN: Aloha. Good morning,
12 Chair.

13 CHAIR COUCH: Stacy Crivello.

14 COUNCILMEMBER CRIVELLO: Good morning, Chair.

15 CHAIR COUCH: Don Guzman.

16 COUNCILMEMBER GUZMAN: Good morning, Chair.

17 CHAIR COUCH: Good morning. And excused is Mike
18 White. From the Administration, we have everybody. No.
19 We have a few people. We'll introduce them as they come
20 up, if they need to be, but, right now, we have Will
21 Spence, the Planning Director.

22 MR. SPENCE: Good morning, Chair.

23 CHAIR COUCH: Good morning. Sandy Baz, the
24 Budget Director.

25 MR. BAZ: Aloha.

1 CHAIR COUCH: Aloha. Good morning. And then we
2 have, in the back, Jo-Ann Ridao and Jo Anne Winer Johnson.
3 Good morning. And from Corp. Counsel, we have Mike
4 Hopper, way back over in the corner. And we have a few
5 other folks in the back as well. And, hopefully, David
6 Goode will be here soon 'cause he's gonna be talked about
7 a little bit throughout this document as well. All right.
8 Members, we've been working on the -- the Implementation
9 portion of the Maui Island Plan, Chapter 10 as it is being
10 referred to as now. We've gone through the -- pardon?
11 We've been through Page 1 through 7. And we're gonna
12 start on Page 8. Hopefully, we can go a little bit fast
13 today because I'd like to pass this out before we lose
14 quorum today. So let's see if we can go forward. If
15 everybody remembers, we just look at the page, we have the
16 departments. And in this case, we're gonna have -- on
17 Page 8, it's pretty much the Department -- the Office of
18 the Mayor, Planning. And Public Works has one item. And
19 if he gets here, we'll talk about it; if not, we'll still
20 talk about it and see what he has to say later, if he
21 comes back.

22 COUNCILMEMBER COCHRAN: Sorry. Chair?

23 CHAIR COUCH: Yes, Ms. Cochran.

24 COUNCILMEMBER COCHRAN: We completed 7?

25 CHAIR COUCH: Yes.

1 COUNCILMEMBER COCHRAN: I tabbed Page 7, for
2 some reason.

3 CHAIR COUCH: Action 4.2.2, we wanted to talk
4 about language change and adding the word "implement and
5 monitor".

6 COUNCILMEMBER COCHRAN: Okay.

7 CHAIR COUCH: But that we have to put on a list
8 that has a separate ordinance that changes the Maui Island
9 Plan Actions.

10 COUNCILMEMBER COCHRAN: Okay.

11 CHAIR COUCH: 'Cause we can't change the
12 language here. So that's what -- we were talking about
13 adding that -- the "implement and monitor". So we'll put
14 that as an item to come up. And when that -- when that
15 one particular item comes up, we can tweak the language,
16 if we want.

17 COUNCILMEMBER COCHRAN: Okay.

18 CHAIR COUCH: Okay?

19 COUNCILMEMBER COCHRAN: Thank you.

20 CHAIR COUCH: All right. Members, starting on
21 Page 8, it's the Economic Development: Emerging
22 Industries, Small Business, Health Care Sector, and
23 Education Workforce. Any -- any Member have any question
24 or concerns about the, again, priorities, timings or
25 costs, or even funding source? While you're gathering

1 your thoughts, Mr. Baz, Number 4 point -- 4.4.1-Action 2,
2 the very first one on the page.

3 MR. BAZ: Thank you, Mr. Chair. The -- the CEDS
4 report, the Community Economic Development Strategies is
5 actually gonna be starting off. Maui Economic Development
6 Board will be looking at redoing the CEDS next year. So
7 pushing the timing off of that for -- I don't know how
8 long the process is -- maybe a couple years. 2017 I think
9 might be appropriate.

10 CHAIR COUCH: Okay. Yeah. That's exactly what
11 I was gonna ask, is if we can move that out to 2017,
12 because I don't think that's started, and make it a
13 Priority 1. Any concerns with that?

14 MR. BAZ: No.

15 CHAIR COUCH: Okay. Members, any concerns with
16 that? So --

17 COUNCILMEMBER COCHRAN: Consensus.

18 CHAIR COUCH: -- changing Priority 1 and the
19 date to 2017. Also, on the publicize renewable energy
20 production opportunities and to potential investors,
21 that's kind of ongoing, but I was thinking it -- to twenty
22 seven -- pushing that out to 2017 as well to --

23 MR. BAZ: Yeah. Mr. Chair --

24 CHAIR COUCH: -- give a little more time.

25 MR. BAZ: -- either one we'd be comfortable

1 with. We currently do that and --

2 CHAIR COUCH: Right.

3 MR. BAZ: -- you know, we're gonna be doing that
4 as long as we can. So ongoing would be appropriate as
5 well.

6 CHAIR COUCH: Change it to ongoing. Okay.

7 COUNCILMEMBER COCHRAN: Yes.

8 CHAIR COUCH: Consensus?

9 COUNCILMEMBER COCHRAN: Consensus.

10 CHAIR COUCH: Okay. Anything else on this page,
11 Members? If not, I'll continue. 4.5.1-Action 1, develop
12 and market an online directory of local businesses and
13 their products and services. I would think that should be
14 ongoing and a Number 1 Priority. Any comments, Mr. Baz?

15 MR. BAZ: Just the resources for that would be
16 required. It has \$10,000 in there, but if it's gonna be
17 ongoing, it might be something that may require \$10,000 a
18 year every year. Just a guess on my part.

19 CHAIR COUCH: Uh-huh. Planning, any comments on
20 that? I know you're not listed there, but you guys wrote
21 the document.

22 MR. SPENCE: I don't have any comment,
23 Mr. Chair.

24 CHAIR COUCH: Okay. Thank you. Yes, Mr. Baz.

25 MR. BAZ: Well, I just -- I guess, going back to

1 the whole implementation of this would be very difficult.
2 Basically, this is the Yellow Pages, right, about
3 Maui-based businesses. If you're looking for -- you know,
4 but that -- that's a different comment.

5 CHAIR COUCH: Yeah. Doesn't MEBD [sic] have
6 something similar to that and work in conjunction --

7 MR. BAZ: I know --

8 CHAIR COUCH: -- with them?

9 MR. BAZ: -- MEO BDC has their clients on a
10 website, and I know MEDB has their clients listed, but I
11 don't know, I guess, the -- the intent of this Action
12 item.

13 CHAIR COUCH: Okay.

14 VICE-CHAIR VICTORINO: Chair?

15 CHAIR COUCH: Yes, Mr. Victorino.

16 VICE-CHAIR VICTORINO: I don't -- you know, I
17 have no problems with ongoing or whatever (inaudible), but
18 the next one I definitely would like to see -- you know,
19 4.5.1-Action 2, I'd like to see that ongoing because --

20 CHAIR COUCH: Right.

21 VICE-CHAIR VICTORINO: -- that -- that definite.
22 That should be a Priority 1, also.

23 CHAIR COUCH: Uh-huh.

24 VICE-CHAIR VICTORINO: Because that is ongoing.

25 That's a --

1 CHAIR COUCH: I --

2 VICE-CHAIR VICTORINO: And I think --

3 CHAIR COUCH: -- agree.

4 VICE-CHAIR VICTORINO: -- you know, we've gotten
5 to this point now that we should make that a Number 1
6 Priority.

7 MR. BAZ: Sure. We have no problem with that
8 'cause it's currently happening. And we have the Maui
9 Business Resource Center and the Kuhao Business Center on
10 Molokai, and we do business assistance, workshops,
11 marketing, you know, currently and ongoing, so -- in fact,
12 tomorrow night is the Mayor's Small Business Awards
13 Dinner.

14 VICE-CHAIR VICTORINO: I will be there.

15 MR. BAZ: Great. Thank you.

16 VICE-CHAIR VICTORINO: Thank you.

17 CHAIR COUCH: Okay, Members, so back to 5.1.1
18 [sic], Action 1, if we go ongoing, but still leave it at
19 Priority 2 --

20 VICE-CHAIR VICTORINO: That's fine.

21 CHAIR COUCH: -- that should be fine?

22 VICE-CHAIR VICTORINO: That's fine.

23 CHAIR COUCH: Consensus?

24 VICE-CHAIR VICTORINO: Consensus.

25 CHAIR COUCH: And then, as Mr. Victorino

1 suggested, on 4.5.1-Action 2, Priority 1, ongoing?

2 VICE-CHAIR VICTORINO: And I'd like Number --
3 the next one down to be a Number 1 because I think that's
4 something we can't let slide.

5 CHAIR COUCH: Agreed.

6 VICE-CHAIR VICTORINO: You know, that should be
7 a Priority 1, Action 3.

8 CHAIR COUCH: Any consensus on that?

9 VICE-CHAIR VICTORINO: We're good with that.

10 CHAIR COUCH: Okay.

11 UNIDENTIFIED SPEAKER: Yes. Ongoing.

12 VICE-CHAIR VICTORINO: And ongoing, so --

13 CHAIR COUCH: It already is ongoing, yeah. And
14 Action 4 -- actually, 4.5.1-Action 4, "Develop a program
15 and revise procedures to facilitate government procurement
16 of goods and services from local businesses," I'm not sure
17 that's a Department of Finance one.

18 MR. BAZ: Mr. Chair, the only comments I would
19 have to that is the County of Maui is not -- doesn't have
20 the ability to make its own procurement laws. We follow
21 the State's procurement procedures. There are certain
22 enhancements for Hawaii-based businesses, but I think the
23 -- if we restricted it to Maui-based businesses -- I don't
24 know what the definition of local business is -- we may
25 have some issues with State procurement law.

1 CHAIR COUCH: Okay. So that's something that
2 they're gonna be working on, anyway. All right. Well,
3 we'll -- we'll take a look at that with the Department of
4 Finance at, you know --

5 MR. BAZ: Yeah.

6 CHAIR COUCH: I'm fine with leaving it as it is.
7 Okay. Members, any further comments? If we're not -- if
8 not, then we'll go on to the next page.

9 VICE-CHAIR VICTORINO: Chair?

10 CHAIR COUCH: Yes. Nothing on Page 8? We're
11 good?

12 COUNCILMEMBER COCHRAN: Chair?

13 CHAIR COUCH: Yes.

14 COUNCILMEMBER COCHRAN: Director Goode --

15 CHAIR COUCH: Ms. Cochran.

16 COUNCILMEMBER COCHRAN: -- is here. Director
17 Goode is here.

18 CHAIR COUCH: Okay.

19 COUNCILMEMBER COCHRAN: Did you acknowledge --
20 morning, Mr. Goode. Anyways, there's one item here for
21 him, just if he had comments on, 4.5.1-Action 6.
22 Timeframe on that Priority?

23 MR. GOODE: Yeah, that timeframe's fine. It's
24 2016 to 2021. This is for the UBC, Building Conservation.
25 That's fine.

1 COUNCILMEMBER COCHRAN: Okay.

2 CHAIR COUCH: Okay? Okay. If there's no
3 objections, we'll go on to Page 9. No objections. Okay.
4 This is mostly Planning, Public Works, Housing and Human
5 Concerns, and a couple of Finance.

6 VICE-CHAIR VICTORINO: Mr. Chair, I like to hear
7 from Public Works on that first one, 4.7. --

8 CHAIR COUCH: Certainly.

9 VICE-CHAIR VICTORINO: Action 4.

10 CHAIR COUCH: It says, "Work with appropriate
11 institutions and trade unions to develop and implement a
12 certification program on current or emerging building code
13 and land use regulations and consider conducting a County
14 training program on same."

15 VICE-CHAIR VICTORINO: Yeah.

16 CHAIR COUCH: And the Priority is 2, training --
17 the timing is 2016 to 2021.

18 VICE-CHAIR VICTORINO: I think -- I think I'd
19 like to see that ongoing because changes are occurring in
20 that industry consistently. Am I incorrect in saying
21 that, Mr. Goode?

22 MR. GOODE: Mr. Chair, Mr. Victorino, good
23 morning.

24 CHAIR COUCH: Good morning, Mr. Goode.

25 MR. GOODE: Yeah, you're correct. I mean, we're

1 -- we do adopt new building codes every three, four --
2 well, we just did, right, a year and-a-half ago. And,
3 generally, we work with -- the most affected folks would
4 be like the architects and engineers, and so we do work
5 with them so they understand what the changes are.
6 'Cause, usually, the trade unions are gonna -- are gonna
7 build what's designed.

8 VICE-CHAIR VICTORINO: Designed, right.

9 MR. GOODE: So when we do come out with new
10 codes, we do try to work with the affected folks. Or the
11 Plumbing Code, we actually do work with the plumbers.
12 That's more trade union related, I guess. So as far as
13 the timing goes, I mean, it is kinda ongoing. You know,
14 it's dependent on when the Code changes come along.

15 VICE-CHAIR VICTORINO: Yeah. So, Mr. Chair, I'd
16 like to see that go up ongoing because, again, like
17 Mr. Goode stated, it's occurring and will continue to
18 occur. So --

19 CHAIR COUCH: Any objections, Members?

20 COUNCILMEMBER COCHRAN: No objections.

21 CHAIR COUCH: Okay. Ongoing it is. I have a
22 question with the Department of Planning on 5.1.1-Action
23 1, "Amend development codes to facilitate different types
24 of housing, including mixed use, mixed housing types,
25 clustering and conservation subdivisions." The timing on

1 that is 2010 to 2015, which is next year. I know you've
2 been doing a lot of it already. Is that timing okay or do
3 you wanna push it out a year or two?

4 MR. SPENCE: No. If we're -- Mr. Chairman,
5 we're gonna undertake a program to -- to overhaul Title
6 19, and it's gonna be a multiyear project. So I'd say
7 2020.

8 VICE-CHAIR VICTORINO: 2020.

9 CHAIR COUCH: 2020, huh?

10 VICE-CHAIR VICTORINO: Okay.

11 MR. SPENCE: It involves a lot of people and a
12 lot of --

13 CHAIR COUCH: Well, this is -- there's talk
14 about mixed use, which we've already kind of done a lot
15 of, mixed housing types, you know, multifamily. You know,
16 we -- we've been doing some of that already.

17 MR. SPENCE: Right.

18 CHAIR COUCH: But the -- the big one is
19 clustering and conservation subdivisions. Any -- any
20 headway on that or you think it'll take out -- that far
21 out, 2020, to get that?

22 MR. SPENCE: There's a -- well, of course, I'm
23 -- I'm talking about a -- more of a comprehensive look at
24 Title 19 --

25 CHAIR COUCH: Right.

1 MR. SPENCE: -- and revising it. As far as
2 things like clustering, I think we're gonna be able to do
3 that a lot sooner.

4 CHAIR COUCH: Uh-huh.

5 MR. SPENCE: Conservation design, that's gonna
6 take a little bit more in-depth discussion with Public
7 Works and --

8 CHAIR COUCH: Okay.

9 MR. SPENCE: -- you know, members of the
10 community. So --

11 CHAIR COUCH: So you are work -- I mean --

12 MR. SPENCE: Yeah.

13 CHAIR COUCH: I know, through this Committee,
14 you are working on a lot of this --

15 MR. SPENCE: Right.

16 CHAIR COUCH: -- already. So 2020 is -- is, you
17 feel, sufficient?

18 MR. SPENCE: Yes, I think so.

19 VICE-CHAIR VICTORINO: Chair?

20 CHAIR COUCH: Okay. Mr. Victorino.

21 VICE-CHAIR VICTORINO: Well, you know, would --
22 would you mind if we just made it 2021, just -- others,
23 kinda like, you know, we just kind of follow --

24 MR. SPENCE: I'm not sure why it says 2021.

25 VICE-CHAIR VICTORINO: Yeah.

1 CHAIR COUCH: Okay.

2 VICE-CHAIR VICTORINO: That's what I'm saying,
3 yeah. How you --

4 CHAIR COUCH: That -- that's fine with me.

5 MR. SPENCE: I like round numbers, but --

6 VICE-CHAIR VICTORINO: Well, I just -- 'cause
7 almost all of them say 2021.

8 MR. SPENCE: I know.

9 VICE-CHAIR VICTORINO: You don't have any round
10 numbers except '30. You have '15 and '21s.

11 MR. SPENCE: We could call it 2030.

12 CHAIR COUCH: No. '21.

13 VICE-CHAIR VICTORINO: No, no, no, no, no.

14 CHAIR COUCH: No later than '21.

15 VICE-CHAIR VICTORINO: No consensus on that one.

16 No, no, no, no, no, no.

17 CHAIR COUCH: '21, everybody?

18 VICE-CHAIR VICTORINO: Yeah, '21.

19 COUNCILMEMBER COCHRAN: Yes.

20 VICE-CHAIR VICTORINO: Yeah.

21 CHAIR COUCH: Okay, good. Thank you.

22 COUNCILMEMBER COCHRAN: And, Chair?

23 CHAIR COUCH: Yes, Ms. Cochran.

24 COUNCILMEMBER COCHRAN: Mr. Spence just
25 mentioned coordinating with Public Works, so --

1 CHAIR COUCH: Right.

2 COUNCILMEMBER COCHRAN: -- should we add as a
3 coordinating agency?

4 CHAIR COUCH: Okay. Public Works --

5 COUNCILMEMBER COCHRAN: Public Works.

6 CHAIR COUCH: -- add that?

7 COUNCILMEMBER COCHRAN: Or whoever, yeah.

8 Please. Thank you.

9 CHAIR COUCH: You bet. So Public Works is gonna
10 be a coordinating agency.

11 COUNCILMEMBER COCHRAN: Yes.

12 CHAIR COUCH: Okay. 5.1.1-Action 2, do a study
13 to determine optimum permit processing times on affordable
14 housing development approvals while ensuring that the
15 community -- that community environmental standards are
16 addressed. It says you should start -- it's Priority 1
17 and should start in 2016. Any objections to changing the
18 start date to 2014? It's good we're doing this before
19 Budget, Mr. Spence. You --

20 MR. SPENCE: (Inaudible).

21 CHAIR COUCH: You have ammunition.

22 VICE-CHAIR VICTORINO: There's no money in
23 there.

24 MR. SPENCE: I mean, some of these things we're
25 gonna be able to lump into other programs.

1 CHAIR COUCH: Correct.

2 MR. SPENCE: No, I don't think we should start
3 in 2014. We're gonna be -- as -- as a part of -- you
4 know --

5 CHAIR COUCH: Use the microphone.

6 MR. SPENCE: -- proposed budget --

7 CHAIR COUCH: Mr. Spence, use --

8 MR. SPENCE: -- to Council, we're gonna be --

9 CHAIR COUCH: Mr. Spence, use the microphone,
10 please.

11 MR. SPENCE: Okay. As a part of our proposed
12 budget to Council, you know, we're gonna be including
13 stuff for Title 19. And, you know, some of this is gonna
14 be applicable there, so --

15 CHAIR COUCH: Okay.

16 MR. SPENCE: Now let -- let's talk about that
17 come Budget time.

18 CHAIR COUCH: And I'm thinking Public Works
19 needs to be involved in this one as well.

20 VICE-CHAIR VICTORINO: Yeah.

21 CHAIR COUCH: So if we put them as a
22 coordinating agency, 'cause that's important. So we'll
23 leave the dates the same. Ms. Cochran.

24 COUNCILMEMBER COCHRAN: Chair -- well, I just --
25 because it says Priority 1.

1 CHAIR COUCH: I know. That's -- that --

2 COUNCILMEMBER COCHRAN: And that's why.

3 CHAIR COUCH: -- was my --

4 COUNCILMEMBER COCHRAN: And you're trying to
5 bump it sooner, but now Department's saying "no", so are
6 we dropping it down, then? It's not as high priority?

7 MR. SPENCE: The -- it's still a high priority.
8 And it's -- you know, the --

9 COUNCILMEMBER COCHRAN: You don't want --

10 MR. SPENCE: The comment was let's start it
11 2014. Well, we're just about to start Budget and we don't
12 have anything budgeted for it. And, you know --

13 CHAIR COUCH: Okay.

14 MR. SPENCE: If you really wanna call it 2015?

15 VICE-CHAIR VICTORINO: Well, whatever. I mean,
16 if -- if --

17 CHAIR COUCH: Yeah, I'm fine leaving --

18 COUNCILMEMBER COCHRAN: All right.

19 CHAIR COUCH: -- it like that.

20 VICE-CHAIR VICTORINO: Yeah, yeah.

21 COUNCILMEMBER COCHRAN: Okay. All right.

22 MR. SPENCE: It's something we're gonna pursue.

23 COUNCILMEMBER COCHRAN: Okay.

24 CHAIR COUCH: Members, anything on -- further on
25 the -- the rest of the page? I --

1 VICE-CHAIR VICTORINO: Well, I think --

2 CHAIR COUCH: -- have nothing, but

3 Mr. Victorino.

4 VICE-CHAIR VICTORINO: You know -- you know when
5 we talking about coordinating agencies, and one of 'em,
6 when you're talking 5.1.1-Action 3 and Action 4, you know,
7 these -- I think, when you start making rules and
8 establishing a master list, Public Works gotta be involved
9 in it because, you know, a lot of the stuff falls back
10 with them, roadways, exemptions on roadways, drainage,
11 sewer -- oh, that's Environmental Management, but, I mean,
12 a lot of that. So, you know, you -- since you put them in
13 the other ones, I don't think they should -- I think they
14 should be included in this one and the next two.

15 CHAIR COUCH: Mr. Goode?

16 MR. GOODE: Well, if we're -- if we're talking
17 about development codes --

18 VICE-CHAIR VICTORINO: Yeah.

19 MR. GOODE: -- yeah, we would have -- we would
20 have a portion of that.

21 VICE-CHAIR VICTORINO: So I --

22 CHAIR COUCH: Well, I'm -- I'm fine with it
23 in -- in Action 4, but Action 3 says establish rules and
24 mechanisms to establish a Maui master list of affordable
25 housing projects and land entitled for affordable housing.

1 MR. GOODE: No, that wouldn't be us.

2 CHAIR COUCH: Yeah, I didn't think that --
3 Ms. Ridao?

4 MS. RIDAO: Thank you, Chair. Actually, we do
5 have a master list that we keep; however, the -- the part
6 that we have to work on is the rules and mechanisms
7 section.

8 CHAIR COUCH: Okay.

9 MS. RIDAO: But we do have a list, a manual list
10 on our computer. It's not a sophisticated program
11 (inaudible) --

12 CHAIR COUCH: Okay.

13 VICE-CHAIR VICTORINO: Well, I think there, the
14 mechanism part, they'd --

15 MS. RIDAO: Yeah.

16 VICE-CHAIR VICTORINO: -- be involved. Public
17 Works would be involved in the mechanism part. But that's
18 -- I mean, I -- I can -- I can -- I can -- I'm cool with
19 4, if that's -- that -- you guys feel better with that
20 than --

21 CHAIR COUCH: Okay.

22 VICE-CHAIR VICTORINO: -- (inaudible) 3, but
23 they're an integral part. Every time we do any kind of
24 401Hs -- 201H now, yeah. Sorry. I still back in the old
25 days. Sorry. Thank you for the correction.

1 MR. SPENCE: Mr. Chairman?

2 CHAIR COUCH: Yes, Mr. Spence.

3 MR. SPENCE: Do we wanna change the date on
4 that?

5 VICE-CHAIR VICTORINO: (Inaudible).

6 MR. SPENCE: They -- they were supposed to start
7 in 2010, and --

8 CHAIR COUCH: I'm fine with that. To 2021?
9 Actually, 2017.

10 MR. SPENCE: Well, actually, if you're gonna --
11 if you're gonna maintain a list, maybe you want it
12 ongoing, 'cause --

13 VICE-CHAIR VICTORINO: Ongoing.

14 MR. SPENCE: -- it's gonna change.

15 VICE-CHAIR VICTORINO: Yeah.

16 CHAIR COUCH: Okay.

17 VICE-CHAIR VICTORINO: Thank you very much.

18 Yeah. Good. I agree with that.

19 CHAIR COUCH: Okay. Ms. Ridaao, you okay with
20 that?

21 MS. RIDAEO: Yes, I'm okay with that.

22 CHAIR COUCH: Okay. Thank you. Anything else
23 on that page, Members?

24 VICE-CHAIR VICTORINO: No.

25 CHAIR COUCH: Okay. Then, without objection,

1 we'll go to Page 10, which is Housing and Human Concerns,
2 Office of the Mayor, Public Works, and some Finance.
3 Members, any comments on Page 10? My only comment is
4 5.1.3-Action 5, it says, "Actively pursue appropriate
5 Federal, State, County and private grants/subsidies to
6 facilitate affordable housing projects." It's Priority 2,
7 ongoing. Housing and Human Concerns, I'd like to see if
8 we can make that Priority 1. Housing and Human Concerns,
9 are you okay with that?

10 MS. RIDAO: I'm okay with that, Chair, as long
11 as everyone understands that there are very few grants
12 available to the counties for housing. So we encourage
13 nonprofits, when we hear of or we know of grant
14 opportunities that are available to nonprofits. Our main
15 source of grant comes, for housing, through the Federal --
16 from the Federal Government is our home -- HUD home
17 monies. And, currently, we get those every third year.

18 VICE-CHAIR VICTORINO: Right.

19 CHAIR COUCH: And you're -- I mean, but you do
20 actively pursue any --

21 MS. RIDAO: Yes.

22 CHAIR COUCH: -- potential --

23 MS. RIDAO: We encourage --

24 CHAIR COUCH: Yeah.

25 MS. RIDAO: -- those who qualify to pursue them.

1 Yes.

2 CHAIR COUCH: Well, no. I'm -- I'm talking
3 about just grants that may be out there. I know you --
4 you say there aren't that many.

5 MS. RIDAO: Yeah.

6 CHAIR COUCH: Yeah. And, Mr. Baz?

7 MR. BAZ: Yeah. No. That's correct. I mean,
8 we are actively doing that. Ongoing's fine. And I think
9 --

10 CHAIR COUCH: And Priority 1.

11 MR. BAZ: Priority 1 is --

12 MS. RIDAO: Yeah.

13 CHAIR COUCH: Okay.

14 MR. BAZ: -- is (inaudible) as well. I do have
15 a comment on the next one, though.

16 VICE-CHAIR VICTORINO: Yeah. Go ahead.

17 CHAIR COUCH: Okay. Fire when ready.

18 MR. BAZ: 5.1.4-Action 1.

19 CHAIR COUCH: Okay.

20 MR. BAZ: "Prioritize Capital Improvement
21 Projects that commit to building appropriately planned
22 affordable housing-related projects." (Inaudible) --
23 County Capital Improvement Projects, or private?

24 VICE-CHAIR VICTORINO: I think both.

25 CHAIR COUCH: Well --

1 MR. BAZ: Well --

2 CHAIR COUCH: -- we can only do --

3 VICE-CHAIR VICTORINO: County.

4 CHAIR COUCH: -- County.

5 VICE-CHAIR VICTORINO: But we can encourage
6 private, right? Isn't that what Ms. Ridao just said,
7 Mr. Chair?

8 MR. BAZ: Yeah. There are currently -- and
9 Mr. Goode can elaborate, but there are currently abilities
10 for expedited processing of affordable housing
11 applications and waivers of fees and different things like
12 that with the building permits and all. But I don't know
13 that the Office of Mayor has any involvement in that
14 necessarily other than, you know, if it's a County
15 project, us making the decision. And, you know, we are --
16 you know, the -- the County affordable housing project
17 that we're pushing forward now in -- in the Fiscal Year
18 '15 Budget significantly is the Kulamalu Affordable
19 Rentals. So --

20 CHAIR COUCH: Uh-huh.

21 MR. BAZ: I mean, we are doing that, I guess --

22 CHAIR COUCH: Yeah. And I'm guessing in --
23 because it says Office of Mayor is because it's the
24 Capital Improvement Project list in the Budget. So --

25 MR. BAZ: Okay.

1 CHAIR COUCH: That's what I'm -- I'm guessing
2 why it says Office of Mayor there. Mr. Spence might be
3 able to shed some light on that.

4 MR. SPENCE: On which one? On the --

5 CHAIR COUCH: 4 --

6 MR. SPENCE: (Inaudible).

7 CHAIR COUCH: 5.1.4-Action 1.

8 VICE-CHAIR VICTORINO: Prioritization of Capital
9 Improvement Projects.

10 MR. SPENCE: That's an -- that's pretty much an
11 ongoing process.

12 VICE-CHAIR VICTORINO: Okay.

13 CHAIR COUCH: I think so, too.

14 VICE-CHAIR VICTORINO: That's fine.

15 CHAIR COUCH: So ongoing.

16 MR. SPENCE: 'Cause it -- it's -- you know, as
17 we discussed earlier, this is -- you know, all the
18 departments sent their CIPs, but that changes every year
19 with Budget and as priorities change.

20 CHAIR COUCH: Okay. So ongoing, Members, for
21 5.1.4-Action 1?

22 VICE-CHAIR VICTORINO: Yeah.

23 COUNCILMEMBER COCHRAN: Consensus.

24 VICE-CHAIR VICTORINO: Consensus.

25 CHAIR COUCH: Consensus. And, Mr. Ginoza, you

1 might wanna make your way down. You're up next.

2 VICE-CHAIR VICTORINO: Mr. Chair?

3 CHAIR COUCH: Yes, Mr. Victorino.

4 VICE-CHAIR VICTORINO: On -- on 5.1 --
5 5.1.5-Action 5, I'd like to see that changed to a 1
6 instead of a 2. Yeah, Action 5, partner with private
7 sector/nonprofit organization to develop and maintain
8 adequate supply of emergency shelter and transitional
9 housing. I think we've always made that a priority. And
10 to change that to a 2, for this County, I disagree. I
11 think that should be a 1. What do you think, Mrs. Ridao?

12 MS. RIDAO: I'm fine. I'm fine.

13 VICE-CHAIR VICTORINO: Mr. Chair?

14 CHAIR COUCH: Members?

15 COUNCILMEMBER COCHRAN: Okay.

16 CHAIR COUCH: Okay?

17 COUNCILMEMBER COCHRAN: Uh-huh.

18 CHAIR COUCH: You know, even though it doesn't
19 say Housing -- it only says Housing and Human Concerns,
20 I'm guessing Civil Defense has some say in that. If --
21 and Ms. Foust is here, if she would like to --

22 VICE-CHAIR VICTORINO: I don't think that's what
23 the category of emergency shelter and housing is meant,
24 Mr. Chair. It is meant for those people who have become
25 dire need. Not emergency, hurricane emergency, right?

1 MS. RIDAO: It's homeless.

2 CHAIR COUCH: Oh, okay. You're --

3 VICE-CHAIR VICTORINO: Homeless. Homeless.

4 CHAIR COUCH: -- looking at homeless. Okay.

5 Okay. Sorry.

6 VICE-CHAIR VICTORINO: Just so that we don't get
7 Ms. Foust involved. She don't wanna run up here if she
8 doesn't have to.

9 CHAIR COUCH: Okay. All right. So, Members,
10 anything else on that page? Without objection, we'll go
11 to Page 11. And Mr. Ginoza, I think, disappeared on us.
12 He heard it was coming.

13 COUNCILMEMBER COCHRAN: He came down and he ran.

14 VICE-CHAIR VICTORINO: You called his name, he
15 took off.

16 CHAIR COUCH: All right. Members, anything on
17 that page? I mean, I can start with mine, if you guys are
18 still taking a look, but I would like to hear from you
19 guys, too, if you have anything.

20 VICE-CHAIR VICTORINO: Well, I think --

21 CHAIR COUCH: Mr. Victorino.

22 VICE-CHAIR VICTORINO: Yeah. 5.1.5-Action 8,
23 explore an adoption of an aging-in-place ordinance. And
24 we have it to 2015. First of all, I'd like that to be
25 moved to a Priority 1. That should be done and should be

1 done as soon as possible. But I don't know if we can, you
2 know, with everything that's in front of us, get it --

3 CHAIR COUCH: Right. Right. That's --

4 VICE-CHAIR VICTORINO: Maybe 2017. I mean --
5 but I don't want this pushed off too far.

6 CHAIR COUCH: Uh-huh.

7 VICE-CHAIR VICTORINO: Because I think this is
8 something that is coming very rapidly at us, aging in
9 place.

10 CHAIR COUCH: Exactly.

11 VICE-CHAIR VICTORINO: And we all coming to that
12 point in our lives, so aging in place is something we so
13 desire.

14 CHAIR COUCH: And I would like to ask
15 Mr. Spence, since your Department's the one that wrote
16 this, this should be also Planning in there, too, yeah,
17 Department of Planning?

18 VICE-CHAIR VICTORINO: How come not Human --

19 MS. RIDAO: Also, Chair --

20 VICE-CHAIR VICTORINO: Yeah.

21 MS. RIDAO: -- I think Human --

22 VICE-CHAIR VICTORINO: Housing --

23 MS. RIDAO: -- Concerns.

24 VICE-CHAIR VICTORINO: -- and Human Concerns.

25 MS. RIDAO: Yes.

1 CHAIR COUCH: And Housing and Human Concerns.

2 So --

3 VICE-CHAIR VICTORINO: I was wondering how that
4 only got into Mr. Goode's.

5 CHAIR COUCH: Actually, Mr. -- yeah. Mr. Goode,
6 you shouldn't even be on there, should you?

7 VICE-CHAIR VICTORINO: I don't know how you got
8 in there.

9 MR. GOODE: I'm -- I'm good with that. So I say
10 Planning and Housing and Human Concerns.

11 VICE-CHAIR VICTORINO: I agree.

12 CHAIR COUCH: Members --

13 MR. SPENCE: Aging in --

14 CHAIR COUCH: -- consensus?

15 VICE-CHAIR VICTORINO: Yeah. And '17.

16 CHAIR COUCH: And 2017 --

17 VICE-CHAIR VICTORINO: 2017.

18 CHAIR COUCH: -- correct.

19 VICE-CHAIR VICTORINO: Yeah.

20 CHAIR COUCH: Correct.

21 VICE-CHAIR VICTORINO: Okay.

22 CHAIR COUCH: Members, 5.1.6-Action 2, it's
23 listed as Priority 2, as ongoing. I'd sure like to see
24 that a Priority 1, if departments -- this says County of
25 Maui, so that's all you guys. You guys are doing that,

1 anyway, I -- I -- I assume, and you're making it kind of a
2 priority, especially Mr. Spence and Mr. Goode. That's
3 typically your kuleanas there. You okay with that being a
4 Priority 1? Just -- I mean, it's one of those things
5 that's ongoing and you are doing it. And to have it as --
6 listed as a Priority 2 means it's not high on your list.
7 And I think you guys have that at top of mind and -- and
8 --

9 MR. SPENCE: It's pretty much top of, I would
10 say, all the permitting agencies' --

11 CHAIR COUCH: Sure.

12 MR. SPENCE: -- list.

13 CHAIR COUCH: So are you okay with changing that
14 to Priority 1 for -- okay. Members, any consensus on
15 that?

16 COUNCILMEMBER COCHRAN: Yes.

17 CHAIR COUCH: Okay.

18 VICE-CHAIR VICTORINO: The next one, Mr. Chair.

19 CHAIR COUCH: Yes, sir.

20 VICE-CHAIR VICTORINO: Why are we looking at
21 starting -- that's 5.1.7-Action 1. Why are we putting
22 that off to 2022?

23 CHAIR COUCH: And for the -- for the members
24 watching -- the --

25 VICE-CHAIR VICTORINO: Oh.

1 CHAIR COUCH: -- people watching, "Revise
2 regulations to allow for indigenous Hawaiian architectural
3 practices, styles, customs, techniques, and materials, in
4 accordance with Section 46-1.55, Hawaii Revised Statutes."
5 It's set, right now, Priority 2, starting in 2022 to 2030.
6 Mr. Goode?

7 VICE-CHAIR VICTORINO: Yeah, maybe Mr. Goode can
8 shed some light.

9 MR. GOODE: Yeah. Thanks, Chair, and
10 Mr. Victorino. I -- I think it's appropriate the way it
11 is 'cause they ask to revise regulations. We have
12 regulations. It's allowed, so -- in fact, it's in the
13 Building Code, which we just did, what, two years ago. So
14 given that we -- we've had it for a number of years, we've
15 just revised it. This says to revise it again, 2022 I
16 think is -- is -- is fine.

17 VICE-CHAIR VICTORINO: Well, that seems like a
18 long way off to go revise something that --

19 CHAIR COUCH: Well, but maybe it doesn't need
20 revision.

21 VICE-CHAIR VICTORINO: Well, I mean, I --

22 MR. GOODE: It didn't immediate revision --

23 VICE-CHAIR VICTORINO: (Inaudible).

24 MR. GOODE: -- much -- it didn't much revision
25 last time, and we had it since the late nineties. So it's

1 been going for quite awhile already. And I -- we're not
2 getting any inquiries as relates to the need to revise it
3 right away.

4 VICE-CHAIR VICTORINO: Okay. Okay. I'm -- I'm
5 okay with that if everybody else is, but I just thought
6 that was kind of putting it off for a long while.

7 CHAIR COUCH: Understood, but it -- I -- I like
8 his explanation that, you know, it's something that we've
9 got, and there's no request for, hey, can --

10 VICE-CHAIR VICTORINO: But wouldn't that be --

11 CHAIR COUCH: -- you change this.

12 VICE-CHAIR VICTORINO: -- more like -- and --
13 and no offense to you, Mr. Goode. Wouldn't that be an
14 ongoing thing? Because if a request came in next year to
15 make changes or other changes would come next year, I
16 don't think you're gonna wait to 2022 to get started on
17 'em.

18 MR. GOODE: Yeah, you're right. We're just
19 gonna do it. We're not gonna say, oh, the Plan says we
20 can't look at it 'til 2022. I mean, that's --

21 VICE-CHAIR VICTORINO: Right.

22 MR. GOODE: -- just -- this is a guide.

23 CHAIR COUCH: Yeah.

24 VICE-CHAIR VICTORINO: I understand. No, no,
25 no, no. Just we make changes in others --

1 CHAIR COUCH: Uh-huh.

2 VICE-CHAIR VICTORINO: -- and -- and I just
3 don't want any partic -- especially the Hawaiian culture
4 to feel like, well, you know, we're left out until 2022.
5 I mean, when you read it. If you understand it, maybe.
6 But I don't know why ongoing couldn't have been put there
7 because isn't that's something that's ongoing, whenever
8 the requests come up? I mean --

9 MR. GOODE: In that regard --

10 VICE-CHAIR VICTORINO: -- I'm putting you on the
11 spot.

12 MR. GOODE: -- we could put ongoing on
13 everything, right? Because just that it's out there
14 doesn't mean we can't look at it early.

15 CHAIR COUCH: And -- and, Mr. Victorino, the
16 other thing is this is kind of a tickler, so that if there
17 have been no requests between now and 2022, that they look
18 at it regardless. But, yeah, it doesn't say that they
19 can't do it tomorrow.

20 VICE-CHAIR VICTORINO: Again --

21 CHAIR COUCH: Yeah.

22 VICE-CHAIR VICTORINO: -- when somebody's
23 reading this --

24 CHAIR COUCH: Yeah.

25 VICE-CHAIR VICTORINO: -- that's the assumption

1 that would be made. And that's all I'm saying.

2 CHAIR COUCH: Uh-huh.

3 VICE-CHAIR VICTORINO: Okay. I'm fine, if
4 everybody else is fine with the explanation.

5 CHAIR COUCH: Ms. Cochran, you were gonna say
6 something?

7 COUNCILMEMBER COCHRAN: Well, I mean, I hear
8 Mr. Victorino's concerns.

9 CHAIR COUCH: Uh-huh.

10 COUNCILMEMBER COCHRAN: And I agree. But, then,
11 also, we did revise a couple years back, as Mr. Goode
12 said. And I guess he hasn't had any requests to, you
13 know, push anything else further. But, you know, as long
14 as we -- we have the opportunity to revise when needed,
15 then --

16 CHAIR COUCH: Yeah.

17 COUNCILMEMBER COCHRAN: -- great. But, you
18 know, I -- but, again, I understand that's kind of a long
19 off number and people might go, what. So --

20 CHAIR COUCH: Maybe that's something we can
21 change the wording on. We'll put it on the list to change
22 wording. It's not necessarily revised.

23 COUNCILMEMBER COCHRAN: As --

24 CHAIR COUCH: Looked in --

25 COUNCILMEMBER COCHRAN: -- needed or as --

1 VICE-CHAIR VICTORINO: As requested or whatever.

2 CHAIR COUCH: Yeah.

3 VICE-CHAIR VICTORINO: Whatever.

4 CHAIR COUCH: Yeah.

5 COUNCILMEMBER COCHRAN: I'd -- I'd be --

6 CHAIR COUCH: So we'll take a look at --

7 COUNCILMEMBER COCHRAN: -- in support of adding
8 that.

9 CHAIR COUCH: -- changing the wording on that in
10 our --

11 VICE-CHAIR VICTORINO: Yeah, yeah. I think that
12 would be better, then people don't feel so left out.

13 CHAIR COUCH: Okay.

14 COUNCILMEMBER COCHRAN: Okay.

15 MR. SPENCE: Mr. Chairman?

16 CHAIR COUCH: Yes, Mr. Spence.

17 MR. SPENCE: I would think some of this
18 discussion would be applicable to the following one, too,
19 "To encourage the use of alternative building materials."
20 I think that should be something ongoing.

21 VICE-CHAIR VICTORINO: Ongoing.

22 CHAIR COUCH: Yeah. That was my next thing,
23 that should be an ongoing thing.

24 VICE-CHAIR VICTORINO: I think that should be a
25 -- and, also, 1. We should change that to Priority 1. We

1 should be looking at alternative materials. I mean, we
2 live in a place that can use a lot of these alternative
3 building materials. Isn't that correct, Mr. Goode and
4 Mr. Spence?

5 MR. SPENCE: Yeah.

6 VICE-CHAIR VICTORINO: So I'd like to see that
7 changed to 1 and ongoing.

8 CHAIR COUCH: Mr. Goode?

9 MR. GOODE: That's fine.

10 CHAIR COUCH: Okay. Now comes to Mr. Ginoza.
11 Members, any comments on the Solid Waste stuff?

12 VICE-CHAIR VICTORINO: The first one,
13 Mr. Chair --

14 CHAIR COUCH: Yes.

15 VICE-CHAIR VICTORINO: -- 6.1.1-Action 1, I'd
16 like that changed to be a 1.

17 CHAIR COUCH: And -- and I kind of agree. I
18 think if -- Members -- I would just remind Members that
19 Mr. Spence's explanation of why all the TB -- most of the
20 TBDs for estimated costs were set to Number 2, because
21 they weren't sure what the costs were gonna be. And it's
22 up to us to say, well, no matter what the cost, make it a
23 Priority 1 regardless. And I agree with you,
24 Mr. Victorino, on that one.

25 VICE-CHAIR VICTORINO: I think the -- the next

1 -- and the next one I'd like to see 1, also.

2 CHAIR COUCH: Well, let's go -- let's talk about
3 6.1.1-Action 1 first. Any --

4 VICE-CHAIR VICTORINO: Oh, okay.

5 CHAIR COUCH: -- objections to making that a
6 Priority 1?

7 COUNCILMEMBER COCHRAN: No.

8 VICE-CHAIR VICTORINO: No objections.

9 COUNCILMEMBER COCHRAN: No.

10 CHAIR COUCH: Mr. Ginoza.

11 MR. GINOZA: No objection.

12 CHAIR COUCH: Okay. Now, 2, 6.1.1-Action 2,
13 regularly update waste generation, reuse, recycling, and
14 disposable [sic] data for monitoring and implementation
15 purposes. Mr. Ginoza.

16 VICE-CHAIR VICTORINO: Mr. --

17 CHAIR COUCH: Mr. Victorino suggested to make
18 it --

19 VICE-CHAIR VICTORINO: 1.

20 CHAIR COUCH: -- a 1.

21 MR. GINOZA: That's fine.

22 VICE-CHAIR VICTORINO: To me, that's really
23 important, also.

24 MR. GINOZA: Sure. That's fine.

25 VICE-CHAIR VICTORINO: Okay.

1 CHAIR COUCH: Okay. Any objections, Members?

2 COUNCILMEMBER COCHRAN: No objections.

3 CHAIR COUCH: Now, Mr. Ginoza, 6.1.2-Action 2,
4 that's -- that says 2010 to 2015, first of all, but it --
5 also, there's some -- some language in here that
6 essentially, with this whole contract you signed with --

7 COUNCILMEMBER COCHRAN: Anaergia.

8 VICE-CHAIR VICTORINO: Anaergia.

9 CHAIR COUCH: Anaergia, for instance Number 4 in
10 there, construct -- construct materials recovery
11 facilities including a facility in Central Maui, in
12 accordance with the Integrated Solid Waste Management
13 Plan, and investigate a cost recovery fee to meet funding
14 needs. Does that make -- does the Anaergia thing make
15 that moot?

16 MR. GINOZA: With the -- with the waste
17 conversion project, it -- it already implements a -- or
18 includes a material recovery facility --

19 CHAIR COUCH: Right.

20 MR. GINOZA: -- that would be privately funded.
21 So it would be moot with project implementation.

22 VICE-CHAIR VICTORINO: Well, again, remember,
23 Mr. Chair, when all this was done, that hadn't been --

24 CHAIR COUCH: Correct.

25 VICE-CHAIR VICTORINO: -- put in. So, I mean --

1 so you're -- what you're saying is scratch out the -- we
2 can't --

3 CHAIR COUCH: We -- we can't scratch it out, but
4 we can do that in -- we've got a list of things that we
5 wanna revisit with the ordinance so we can change the
6 wording in here.

7 VICE-CHAIR VICTORINO: Yeah. I think -- I think
8 something like that can be brought up, I mean, if you want
9 to put it on that.

10 CHAIR COUCH: Yeah.

11 VICE-CHAIR VICTORINO: Because, again --

12 CHAIR COUCH: Just to discuss.

13 VICE-CHAIR VICTORINO: -- this was not --

14 CHAIR COUCH: Correct.

15 VICE-CHAIR VICTORINO: -- completed when this
16 plan was (inaudible).

17 CHAIR COUCH: So, Ms. Gormley, we'd like to add
18 that one to our list of things to discuss at a later date.
19 Anything else on this page, Members, Page 11? Ready to go
20 to Page 12. No objection? All right. We're on --

21 COUNCILMEMBER COCHRAN: Chair --

22 CHAIR COUCH: -- Page -- oh.

23 COUNCILMEMBER COCHRAN: Hang on. Hang on.

24 CHAIR COUCH: Ms. Cochran.

25 COUNCILMEMBER COCHRAN: Back to the curbside

1 recycling program, 6.1.2-Action 1 --

2 CHAIR COUCH: Okay.

3 COUNCILMEMBER COCHRAN: -- and the date and all
4 that. Because I know we've started it, and so the 2015,
5 does that mean end it, or -- or we are gonna be totally in
6 full swing with it or how -- how are you interpreting or
7 -- that sentence, Mr. Ginoza?

8 MR. GINOZA: It -- it would be better to extend
9 that. I mean, right now, we have two years, roughly, of
10 -- or year and-a-half of curbside pilot data that we've
11 discussed in your Committee. And at any time, we can
12 revisit that to see how we might wanna expand the program
13 and how we'd pay for those additional costs. So it -- I
14 would rather see something like 2010 to 2020.

15 CHAIR COUCH: Okay. 2021, we've been --

16 MR. GINOZA: Oh, okay.

17 CHAIR COUCH: For whatever reason, we've been
18 going to '21.

19 COUNCILMEMBER COCHRAN: Rounded to --

20 VICE-CHAIR VICTORINO: (Inaudible) '21.

21 COUNCILMEMBER COCHRAN: '21.

22 CHAIR COUCH: So you get an extra year.

23 VICE-CHAIR VICTORINO: Yeah.

24 COUNCILMEMBER COCHRAN: Okay. All right.

25 I'm --

1 CHAIR COUCH: Consensus.

2 COUNCILMEMBER COCHRAN: I'm okay with that.

3 Consensus.

4 CHAIR COUCH: Okay.

5 COUNCILMEMBER COCHRAN: Thank you.

6 VICE-CHAIR VICTORINO: And --

7 CHAIR COUCH: Thank you.

8 VICE-CHAIR VICTORINO: And -- and, Mr. Chair --

9 CHAIR COUCH: Yes --

10 VICE-CHAIR VICTORINO: -- I wanna --

11 CHAIR COUCH: -- Mr. Victorino.

12 VICE-CHAIR VICTORINO: I'd like to see, also, 1,
13 I mean, 'cause that is so very important. You know, that
14 -- I know, you know, it's getting to a point where
15 everything's turning into 1s, but that's not true. But I
16 think we've seen the effect of our delay through the
17 years -- and no offense to no one in this room -- of some
18 of the non-implementation, especially when we don't make
19 it a priority. So I'd like to see that as a 1. And I
20 think, Mr. Ginoza, I don't know what's your take on that,
21 but I'd like to see that as a 1, a plan and
22 implementation, especially.

23 CHAIR COUCH: Any comments, Mr. Ginoza?

24 MR. GINOZA: I'm indifferent. From the
25 implementation standpoint, it really all comes down to how

1 much we're willing to spend on it, because it will be a
2 sizable investment in this program. And so I -- I don't
3 mind putting it as a 1 provided that we're committed to an
4 investment such as that.

5 VICE-CHAIR VICTORINO: Well, I -- I think --
6 unless we committed to -- to do this, we're gonna continue
7 running into the same problems we've had in the past. And
8 I think the signing of the Anaergia contract is a commit
9 on the County's part to do this. And this is the -- just
10 another one of those steps that need to be taken. So I
11 think as a priority, it forces us, the -- the
12 decision-makers, to do it more -- more feasibly and more
13 quickly than we might have.

14 CHAIR COUCH: Okay. Mr. Victorino, I have a
15 different take on that. Part of the Anaergia proposal was
16 to do a -- kind of a -- a two-bag situation in the same
17 can. And that would eliminate the need for curbside
18 recycling because of the -- the way that they wanted to do
19 their recycling. So it's -- this is something that needs
20 to be discussed much further in Ms. Cochran's committee
21 because that -- that may eliminate the need for curbside
22 recycling and reduce the costs tremendously because it's
23 already gonna be kinda curbside recycling with this --
24 this special bag inside the -- the can.

25 VICE-CHAIR VICTORINO: Well, but, still, it's --

1 it's -- it's -- it's curbside -- curbside recycling in a
2 different type of implementation, but it's still --
3 because you still have to put 'em in the different bags.
4 Is that correct, Mr. -- Mr. Chair?

5 CHAIR COUCH: Yeah, you could call it -- yeah.

6 VICE-CHAIR VICTORINO: Yeah.

7 CHAIR COUCH: It's not -- it's not the three-can
8 plan, but it's --

9 VICE-CHAIR VICTORINO: Yeah, it's a --

10 CHAIR COUCH: -- a different type.

11 VICE-CHAIR VICTORINO: -- (inaudible) plan.

12 CHAIR COUCH: Okay.

13 VICE-CHAIR VICTORINO: So, you know, we --

14 CHAIR COUCH: Okay.

15 VICE-CHAIR VICTORINO: You can wordsmith
16 everything you want, but, again, this is all part of
17 making sure people understand the importance of doing
18 this.

19 CHAIR COUCH: Uh-huh.

20 VICE-CHAIR VICTORINO: It may not be, quote, the
21 traditional curbside recycling, but it'll be Maui County's
22 version of curbside recycling. Mr. Ginoza, you have
23 anything to comment on that?

24 CHAIR COUCH: Go ahead.

25 MR. GINOZA: That's fine.

1 CHAIR COUCH: Okay. So Priority 1, then.

2 VICE-CHAIR VICTORINO: Consensus.

3 CHAIR COUCH: Anything else on Page 11? Okay.

4 Hearing no objection, we'll go on to Page 12. More
5 Environmental Management, Public Works and -- that's it.

6 We've already done all the Water Supply before, so --

7 COUNCILMEMBER COCHRAN: (Inaudible). Sorry.

8 Back --

9 CHAIR COUCH: Yeah.

10 COUNCILMEMBER COCHRAN: -- to 11 and the last
11 item.

12 CHAIR COUCH: 11, last item.

13 COUNCILMEMBER COCHRAN: Yeah. Public outreach,
14 education, incentive programs, so on. That's pretty much
15 ongoing, Mr. Ginoza, correct?

16 MR. GINOZA: That's correct. That's --

17 COUNCILMEMBER COCHRAN: Yeah. So --

18 CHAIR COUCH: Change that to ongoing?

19 COUNCILMEMBER COCHRAN: -- I don't wanna put a
20 deadline on that.

21 MR. GINOZA: Yes.

22 CHAIR COUCH: Okay.

23 COUNCILMEMBER COCHRAN: I'd like --

24 CHAIR COUCH: Change that --

25 COUNCILMEMBER COCHRAN: -- it ongoing.

1 CHAIR COUCH: -- to ongoing.

2 COUNCILMEMBER COCHRAN: Yes. Thank you.

3 CHAIR COUCH: 6.1.2-Action 3, ongoing.

4 COUNCILMEMBER COCHRAN: Yeah.

5 CHAIR COUCH: Consensus? Okay. Good. All
6 right. Page 12.

7 VICE-CHAIR VICTORINO: (Inaudible).

8 CHAIR COUCH: 6.1.2-Action 4, Mr. Ginoza, we've
9 done --

10 VICE-CHAIR VICTORINO: Done that.

11 CHAIR COUCH: -- that.

12 VICE-CHAIR VICTORINO: Yeah.

13 CHAIR COUCH: So that's -- Mr. Spence, how would
14 you like to see that portrayed in the -- the current Maui
15 Island Plan? Delete that Action, change it to ongoing,
16 and -- no. They've already done the study, though.

17 MR. SPENCE: Right.

18 CHAIR COUCH: It's a completed -- oh,
19 Mr. Ginoza.

20 MR. SPENCE: Timing, pau.

21 MR. GINOZA: I mean, we actually didn't do a
22 consultant study on that. I mean, through our RFP
23 process, we looked at the feasibility of the program. So
24 I guess, yeah, you could say it's pau. Sorry.

25 CHAIR COUCH: So we can change timing to --

1 shall we say pau or finished?

2 VICE-CHAIR VICTORINO: Well, (inaudible) --

3 CHAIR COUCH: Complete?

4 VICE-CHAIR VICTORINO: Mr. Chair, I -- I don't
5 know. I think just leave it be as it is. And if there's
6 anything else you wanna amend --

7 MR. SPENCE: Not hurting anything.

8 VICE-CHAIR VICTORINO: You're not hurting
9 anything --

10 CHAIR COUCH: Okay.

11 VICE-CHAIR VICTORINO: -- if you leave it in.
12 Yeah.

13 COUNCILMEMBER COCHRAN: Right.

14 CHAIR COUCH: I'm just worried about, you know,
15 implications that, in the future, could there be --
16 Mr. Hopper -- I guess this would be a question for
17 Mr. Hopper.

18 VICE-CHAIR VICTORINO: Mr. Hopper.

19 CHAIR COUCH: Mr. Hopper.

20 VICE-CHAIR VICTORINO: Mr. Hopper, you're being
21 paged.

22 CHAIR COUCH: You're being paged. Why don't you
23 grab the microphone there for a second? On Action -- or,
24 actually, 6.1.2-Action 4, where it says, "Prepare a study
25 to assess the feasibility of a future waste to energy

1 program," we actually aren't doing a waste to energy
2 program; we're doing a --

3 VICE-CHAIR VICTORINO: Mr. Chair? Mr. Chair?
4 One more. And this is totally off the subject, but I -- I
5 just looked at something that I think may be
6 inappropriate. We have the Press sign there. And they're
7 not part of the Press.

8 CHAIR COUCH: Oh, yeah.

9 VICE-CHAIR VICTORINO: Could we --

10 CHAIR COUCH: Oh, yeah.

11 VICE-CHAIR VICTORINO: -- have the sign --

12 CHAIR COUCH: Put that down, if --

13 VICE-CHAIR VICTORINO: Yeah.

14 CHAIR COUCH: -- you want.

15 VICE-CHAIR VICTORINO: Yeah.

16 CHAIR COUCH: Yeah.

17 VICE-CHAIR VICTORINO: There you go.

18 (Inaudible) if the public's looking at them and think they
19 got new jobs. Yeah. Thank you.

20 CHAIR COUCH: So, Mr. Hopper, if -- if that's
21 left as is as far as in the whole concept of things for
22 the implementation plan, are -- is -- is -- are there any
23 legal implications in that?

24 MR. HOPPER: Thank you, Mr. Chair. I'm not
25 sure. That's a pretty broad question. I mean, it would

1 commit the County to doing such a study. And if the
2 Department has a problem with doing such a study, it --

3 CHAIR COUCH: But they -- they've already done
4 it --

5 MR. HOPPER: Right.

6 CHAIR COUCH: -- sort of.

7 MR. HOPPER: So I'm not sure exactly what the --
8 the ongoing process is going to be once goals are
9 accomplished. If it's going to be to actually amend the
10 plan and delete them or simply for the Department to note
11 in a progress report, this is complete. But, I mean,
12 either way, you know, if -- if something's already
13 completed, then -- the Island Plan's been adopted. You're
14 in the strange situation of adopting the Implementation
15 plan separate.

16 CHAIR COUCH: Of the island -- yeah.

17 MR. HOPPER: I mean, normally, if, during the
18 adoption of the Island Plan, you completed a goal, I
19 suppose you could take it out of there. It's already in
20 there. Maybe leave it in as an Action and then you can --
21 you can -- whatever the process is going to be to keep
22 track of --

23 CHAIR COUCH: Note that it's complete.

24 MR. HOPPER: -- completed goals --

25 CHAIR COUCH: Okay.

1 MR. HOPPER: -- you could do that as part of the
2 Department's update. And deleting it -- I mean, you can
3 always amend the Plan.

4 CHAIR COUCH: Sure.

5 MR. HOPPER: That's not a legal problem, so --

6 CHAIR COUCH: Okay. Thank you.

7 MR. HOPPER: Yeah.

8 CHAIR COUCH: Mr. Spence?

9 MR. SPENCE: We're gonna -- we're gonna be
10 getting a -- Council a yearly progress report on the Plan.

11 CHAIR COUCH: Okay.

12 MR. SPENCE: And there's gonna be lots of
13 things, hopefully, lots --

14 CHAIR COUCH: Hopefully --

15 MR. SPENCE: -- of things --

16 CHAIR COUCH: Yeah.

17 MR. SPENCE: -- we've checked off as completed.

18 So I don't think we need to go back and amend the Plan
19 every year. It's just --

20 CHAIR COUCH: Okay.

21 VICE-CHAIR VICTORINO: Okay.

22 CHAIR COUCH: Thank you. Members, anything else
23 on that page? It was pretty clean on my --

24 VICE-CHAIR VICTORINO: Yeah.

25 CHAIR COUCH: -- perusal. So I don't have any

1 other items to discuss.

2 COUNCILMEMBER COCHRAN: I guess just any
3 comments -- since we have Mr. Ginoza here and most of
4 these relate to his department, any comments, concerns,
5 thoughts on any of these, Mr. Ginoza?

6 MR. GINOZA: No. They look fine.

7 COUNCILMEMBER COCHRAN: Good? Okay.

8 CHAIR COUCH: Yeah. And, Members, just
9 remember, I think Mr. Spence told us at the beginning of
10 this process on the Implementation plan that they took all
11 the departments and had them go through this whole thing.
12 So they've had a review on this. So thank you. Thank
13 you, Ms. Cochran. Members, without objection, we'll go to
14 Page 13.

15 VICE-CHAIR VICTORINO: No objections.

16 CHAIR COUCH: Okay.

17 VICE-CHAIR VICTORINO: We're gonna skip all
18 Water, right?

19 CHAIR COUCH: We're gonna skip all Water 'cause
20 we already did --

21 VICE-CHAIR VICTORINO: (Inaudible).

22 CHAIR COUCH: -- Water.

23 COUNCILMEMBER COCHRAN: (Inaudible) Water.

24 VICE-CHAIR VICTORINO: Public Works, yeah.

25 CHAIR COUCH: Yeah. So we're down to

1 Transportation, which, Ms. Johnson Winer -- Winer
2 Johnson -- you're gonna be there, too. Any comments,
3 Members? Any changes?

4 COUNCILMEMBER COCHRAN: Probably Mr. Ginoza --
5 Mr. Ginoza's probably pretty good, huh?

6 CHAIR COUCH: Yeah. Mr. Ginoza, you're --

7 COUNCILMEMBER COCHRAN: Probably excused at
8 this --

9 CHAIR COUCH: Let me see.

10 COUNCILMEMBER COCHRAN: -- point.

11 CHAIR COUCH: No. You have one further down.
12 Sorry.

13 MR. GOODE: Mr. Chair?

14 CHAIR COUCH: Yes, Mr. Goode.

15 MR. GOODE: On the first item, 6.4.1-Action 1,
16 exploring the benefits and costs of establishing a
17 Metropolitan Planning Organization --

18 CHAIR COUCH: Yes.

19 MR. GOODE: -- MPO, as I mentioned in the
20 Committee meeting, Ms. Cochran's Committee meeting,
21 we've -- it's already up and running. And so we're
22 participating along with Jo Anne folks and Planning. So
23 the timeframe -- well, you can make it a Priority 1, if
24 you want, and the timeframe could be 2010 to 2015.

25 CHAIR COUCH: Okay.

1 MR. GOODE: And include DOT and Planning.

2 CHAIR COUCH: Yeah. I was gonna say County DOT
3 should be on there, Department of Planning should be on
4 there. But my question to you, Mr. Goode, as a result of
5 two things -- one, as a result of your meeting and a
6 discussion with Ms. Johnson Winer, the -- a group of us
7 are going to D.C. And one of the things that we may be
8 discussing with our legislators, our Congressional
9 delegation is, hey, can we look at a way to either change
10 the -- the -- the number from 50,000 to 75,000, or figure
11 some way to make an exception for at least Maui County, if
12 not rural areas like ours, to get out from under that.
13 And I think, Ms. Johnson Winer, you said that it's a
14 double-edged sword, but you'd prefer that we do get out of
15 it or some sort of middle ground because of your lengthy
16 reporting. And I know, Mr. Goode, you wanted to kinda see
17 if we can get out of that as well, so -- that -- that --

18 MR. GOODE: Aren't we a --

19 CHAIR COUCH: That's --

20 MR. GOODE: -- little off --

21 CHAIR COUCH: -- the first comment --

22 MR. GOODE: -- topic, though? I mean --

23 CHAIR COUCH: Pardon?

24 MR. GOODE: I think we're a little off topic.

25 CHAIR COUCH: Well --

1 MR. GOODE: We're really --

2 CHAIR COUCH: -- not --

3 MR. GOODE: -- talking about --

4 CHAIR COUCH: -- necessarily because --

5 MR. GOODE: -- (inaudible) of the Plan.

6 CHAIR COUCH: Right.

7 MR. GOODE: (Inaudible).

8 CHAIR COUCH: That -- that changes the whole
9 thing. And the other part of it is establishing the
10 planning organization. I don't think it's been
11 established. It's that we have to establish one, but I
12 don't --

13 MR. GOODE: Yes, we have -- we have -- we -- we
14 are established. It is done. It's a done deal. It's
15 under Federal law, so -- I mean, this is the way it's
16 written, right?

17 CHAIR COUCH: Uh-huh. Yeah, yeah.

18 MR. GOODE: So, anyway --

19 CHAIR COUCH: So 2015, then?

20 VICE-CHAIR VICTORINO: And Mr. -- Mr. Chair?

21 CHAIR COUCH: Yes.

22 VICE-CHAIR VICTORINO: Let -- let me remind you
23 that sometimes when you want to make that kind of a
24 change, those change don't come very easy.

25 CHAIR COUCH: That's true.

1 VICE-CHAIR VICTORINO: Okay. So -- so I -- I
2 forewarn you that to say we're going to go out there to
3 check on change, you and I have been there a number of
4 times.

5 CHAIR COUCH: Oh, yeah.

6 VICE-CHAIR VICTORINO: And we found it very --

7 CHAIR COUCH: Very --

8 VICE-CHAIR VICTORINO: -- difficult.

9 CHAIR COUCH: -- difficult. But we at least
10 gotta put the seeds in.

11 VICE-CHAIR VICTORINO: Yeah. Well, we may be
12 planting the seed, but when the in time -- in the
13 meantime, sorry, Ms. Winer, you gotta do it, you know.
14 So, you know, I think we just wanna try to keep on track.
15 And I agree --

16 CHAIR COUCH: Okay.

17 VICE-CHAIR VICTORINO: -- with Mr. -- Mr. Goode
18 that it's going to be done, it needs to be done, and
19 unless we can change the law, but it's not gonna happen
20 real soon. So --

21 CHAIR COUCH: Real quick, right.

22 VICE-CHAIR VICTORINO: Yeah. Yeah.

23 CHAIR COUCH: So, Members, 2014, then add
24 Planning Department and County Department of
25 Transportation?

1 VICE-CHAIR VICTORINO: That's fine.

2 CHAIR COUCH: Consensus? Okay.

3 COUNCILMEMBER COCHRAN: 2014?

4 CHAIR COUCH: Yeah.

5 VICE-CHAIR VICTORINO: 'Cause it's on -- it's --

6 CHAIR COUCH: It's --

7 VICE-CHAIR VICTORINO: -- starting.

8 CHAIR COUCH: -- starting.

9 COUNCILMEMBER COCHRAN: Okay.

10 CHAIR COUCH: Okay. Anything else on that page,
11 Members? Got a lot of stuff for Public Works and County
12 Department of Transportation. Okay. Seeing none, without
13 objection --

14 VICE-CHAIR VICTORINO: Wait, wait.

15 CHAIR COUCH: Oh.

16 VICE-CHAIR VICTORINO: Hold on. The last one --

17 CHAIR COUCH: Okay.

18 VICE-CHAIR VICTORINO: -- you know, implement --
19 the -- this is six point four dash -- point two, Action
20 Plan 4, "Implement pedestrian and bikeway plans." And you
21 have from 2010 to 2021. My question to you gentlemen is
22 this: Would that -- that one in particular not be ongoing
23 because every community, as we move along --

24 MR. GOODE: Yeah.

25 VICE-CHAIR VICTORINO: -- comes and -- you know.

1 So I would say that should be ongoing.

2 CHAIR COUCH: Okay.

3 MR. GOODE: Concur.

4 CHAIR COUCH: Any -- you concur, Mr. Goode? All
5 right. Any objection, Members?

6 COUNCILMEMBER COCHRAN: Which one was that?

7 CHAIR COUCH: The last one --

8 VICE-CHAIR VICTORINO: The last one.

9 CHAIR COUCH: -- on the page.

10 VICE-CHAIR VICTORINO: (Inaudible).

11 CHAIR COUCH: 6.4.2-Action 4.

12 COUNCILMEMBER COCHRAN: And, also -- oh. It's
13 done? Consensus?

14 CHAIR COUCH: Yeah.

15 COUNCILMEMBER COCHRAN: Okay. Jumping up to
16 6.4.1-Action 4, in regards to optimize traffic signal
17 timing.

18 CHAIR COUCH: Optimize traffic signal timing and
19 coordination --

20 COUNCILMEMBER COCHRAN: Yeah.

21 CHAIR COUCH: -- in coordination --

22 COUNCILMEMBER COCHRAN: That -- I mean --

23 CHAIR COUCH: -- to reduce travel time --

24 COUNCILMEMBER COCHRAN: I mean --

25 CHAIR COUCH: -- and delay.

1 COUNCILMEMBER COCHRAN: -- as we build and add
2 more onto and create new intersections and what-have-you,
3 wouldn't that be sorta ongoing, and we have to adjust as
4 we go along?

5 CHAIR COUCH: Well, hopefully, by 2013 [sic],
6 we'll have all roundabouts, so we're okay.

7 VICE-CHAIR VICTORINO: Yeah.

8 COUNCILMEMBER COCHRAN: Well, then --

9 CHAIR COUCH: Well, that's --

10 COUNCILMEMBER COCHRAN: -- we need --

11 (inaudible).

12 CHAIR COUCH: Yeah. That is the whole time
13 period of the -- of the thing. So I'm --

14 COUNCILMEMBER COCHRAN: Oh, 2030. Okay.

15 CHAIR COUCH: Yeah.

16 COUNCILMEMBER COCHRAN: Oh, got it. Got it.

17 All right.

18 VICE-CHAIR VICTORINO: The other one, Mr. Chair,
19 is the one -- I wanted to go is right above that
20 6.4.2-Action 3.

21 CHAIR COUCH: 6.4.1-Action 3?

22 VICE-CHAIR VICTORINO: No. Six four -- six four
23 point two -- 6.4.2-Action 3.

24 CHAIR COUCH: Oh, okay.

25 VICE-CHAIR VICTORINO: Whew. Sorry.

1 CHAIR COUCH: "Develop and adopt regulations to
2 require developments to dedicate right-of-way consistent
3 with State and County transportation plans prior to or as
4 the phases of the developments become operational."

5 VICE-CHAIR VICTORINO: Okay.

6 CHAIR COUCH: Mr. Goode.

7 VICE-CHAIR VICTORINO: Yeah, that one -- you
8 think that's -- well, first of all, I like to see that as
9 a Priority 1. And, secondly, do you think 2015 is
10 adequate? Will you be completed by then?

11 MR. GOODE: Let's see. First, yeah, I can see
12 it being a 1.

13 VICE-CHAIR VICTORINO: Yeah. Okay.

14 CHAIR COUCH: Okay.

15 MR. GOODE: And, secondly, we've started working
16 internally -- and I think, actually, with Councilmember
17 Carroll -- looking at some amendments to Title 18 as
18 relates to roadway dedications.

19 VICE-CHAIR VICTORINO: Uh-huh.

20 MR. GOODE: So I'm okay with the 2015.

21 VICE-CHAIR VICTORINO: Okay. That's fine.

22 CHAIR COUCH: Okay.

23 VICE-CHAIR VICTORINO: That's fine. But change
24 it --

25 CHAIR COUCH: Members --

1 VICE-CHAIR VICTORINO: -- to 1, please.

2 CHAIR COUCH: Yeah. Change to 1. Any objection
3 to that?

4 COUNCILMEMBER COCHRAN: No --

5 CHAIR COUCH: Seeing none --

6 COUNCILMEMBER COCHRAN: -- objections.

7 CHAIR COUCH: Okay. So we had 6.4.2-Action 4 to
8 Priority 1 and ongoing as well.

9 VICE-CHAIR VICTORINO: Yeah.

10 CHAIR COUCH: And, Ms. Cochran, you're okay with
11 the dates in 6.4.1-Action 4, yes?

12 COUNCILMEMBER COCHRAN: Yes.

13 VICE-CHAIR VICTORINO: Mr. -- Mr. Chair?

14 CHAIR COUCH: Yes.

15 VICE-CHAIR VICTORINO: On the one that we
16 changed ongoing, 6.4.2-Action 4 --

17 CHAIR COUCH: Yeah.

18 VICE-CHAIR VICTORINO: -- I also wanted that to
19 be changed to a 1.

20 CHAIR COUCH: Priority 1.

21 VICE-CHAIR VICTORINO: We did. Okay.

22 CHAIR COUCH: Yeah.

23 VICE-CHAIR VICTORINO: 'Cause he's asking. I
24 forgot if we did.

25 CHAIR COUCH: I'm sorry if I didn't mention

1 that. Yeah, we did say Priority 1.

2 VICE-CHAIR VICTORINO: I thought I did, but --

3 CHAIR COUCH: Okay. Ms. Johnson Winer -- Winer

4 Johnson --

5 MS. JOHNSON WINER: Yes, Johnson Winer.

6 CHAIR COUCH: Okay. Sorry.

7 MS. JOHNSON WINER: Anyway, you can just call me

8 Ms. Winer.

9 COUNCILMEMBER COCHRAN: Sorry. Real quick
10 before Ms. Winer chimes in.

11 CHAIR COUCH: Okay.

12 COUNCILMEMBER COCHRAN: That one, what we just
13 -- the last Action --

14 CHAIR COUCH: Yeah.

15 COUNCILMEMBER COCHRAN: -- Planning Department,
16 also? Yes? Shouldn't they -- no? They part --
17 Mr. Spence, are you part of this?

18 CHAIR COUCH: The last one --

19 COUNCILMEMBER COCHRAN: The very last --

20 CHAIR COUCH: -- on Page 13.

21 COUNCILMEMBER COCHRAN: -- on Page 13.

22 VICE-CHAIR VICTORINO: (Inaudible).

23 MR. SPENCE: Yeah, we would be involved.

24 CHAIR COUCH: Planning --

25 COUNCILMEMBER COCHRAN: (Inaudible) involved,

1 yeah?

2 MR. SPENCE: Yeah.

3 COUNCILMEMBER COCHRAN: Just to add --

4 CHAIR COUCH: Okay.

5 COUNCILMEMBER COCHRAN: -- Planning Department.

6 Thank you.

7 CHAIR COUCH: Okay. Ms. Winer.

8 MS. JOHNSON WINER: On 6.4.1-Action 2, if you
9 just add in County DOT because --

10 VICE-CHAIR VICTORINO: Okay.

11 MS. JOHNSON WINER: -- we do work with the State
12 and Public Works --

13 CHAIR COUCH: Okay.

14 MS. JOHNSON WINER: -- on that.

15 CHAIR COUCH: Members, okay --

16 VICE-CHAIR VICTORINO: (Inaudible).

17 CHAIR COUCH: -- with that?

18 COUNCILMEMBER COCHRAN: Yeah.

19 CHAIR COUCH: All right. Anything else on that
20 page? Going once, going twice. Page 14, seeing no
21 objection. All right. We have -- Mr. Halvorson, you're
22 on at the bottom half of this page, so you may wanna mosey
23 on down. We have County DOT, Public Works, Planning, and
24 Parks. All right. Members, anything that you wanna
25 discuss there? If not, on 6.5.1-Action 1, "Amend the

1 County subdivision and development regulations to require,
2 where appropriate, transit-supportive roadway
3 infrastructure." It's got Public Works and County DOT on
4 that.

5 VICE-CHAIR VICTORINO: Planning.

6 CHAIR COUCH: I don't know. If Planning wants
7 to jump in on that, they can, but my -- my question is the
8 timing of the date. Is that gonna be done by 2017,
9 Mr. Goode or Ms. Winer?

10 MS. JOHNSON WINER: No.

11 VICE-CHAIR VICTORINO: Seven --

12 MR. GOODE: Yeah. We'd like to push it out a
13 little bit.

14 CHAIR COUCH: To '17? Can we do that at '17?

15 MS. JOHNSON WINER: I think that's more --

16 MR. GOODE: Yeah.

17 MS. JOHNSON WINER: -- appropriate.

18 CHAIR COUCH: Okay. Members, any objection
19 to --

20 VICE-CHAIR VICTORINO: No.

21 CHAIR COUCH: -- making that 2017? Okay.

22 Anything else from the Members on any of this stuff?
23 We're on Page 14.

24 VICE-CHAIR VICTORINO: Page 14.

25 MR. SPENCE: Mr. Chairman?

1 CHAIR COUCH: Yes, Mr. Spence.

2 MR. SPENCE: The one just above it, "Develop,
3 adopt and regularly update mapping of Scenic Corridor
4 Protection standards," the timeframe on that, 2010 to
5 2015 -- well, one, it implies we started in the past which
6 we have -- I guess we have a little bit, but if we're
7 gonna regularly update --

8 CHAIR COUCH: Right.

9 MR. SPENCE: -- there's a implication that
10 that's an ongoing function.

11 CHAIR COUCH: And -- and I -- I looked at that
12 and thought, well, but you've got "develop and adopt," so
13 I'm thinking that the 2015 is kind of a deadline. And
14 then maybe we can -- once you develop and adopt it, we can
15 change that. But if we say ongoing or put 2030 in there,
16 then that means -- you know, that gives you -- nice try,
17 though. What do you think, Mr. Spence?

18 MR. SPENCE: I think '17 would be better.

19 CHAIR COUCH: '17, all right.

20 VICE-CHAIR VICTORINO: All right. I can
21 (inaudible).

22 CHAIR COUCH: Members, any objection to that?
23 That's --

24 VICE-CHAIR VICTORINO: No objection.

25 CHAIR COUCH: -- 6.4.3-Action 2, 2017.

1 VICE-CHAIR VICTORINO: Yeah.

2 MS. JOHNSON WINER: And, Mr. Chair, if --

3 CHAIR COUCH: Yes.

4 MS. JOHNSON WINER: -- you could do the Action 1
5 above it.

6 VICE-CHAIR VICTORINO: Yeah, '17.

7 MS. JOHNSON WINER: If you could also move that
8 out to 2017.

9 CHAIR COUCH: Okay.

10 VICE-CHAIR VICTORINO: That's fine.

11 CHAIR COUCH: Members, any objection?

12 VICE-CHAIR VICTORINO: No.

13 CHAIR COUCH: That says, "Adopt and amend County
14 regulations to incorporate design standards for roadways,
15 transit, and pedestrian facilities that ensure protection
16 of the natural environment and each community's sense of
17 place." Okay? Anything else, Members?

18 UNIDENTIFIED SPEAKER: Hang on.

19 CHAIR COUCH: All the way up -- not including
20 Parks.

21 VICE-CHAIR VICTORINO: Yeah, not --

22 CHAIR COUCH: (Inaudible). Okay. Other than
23 that, then we're gonna go to Parks.

24 VICE-CHAIR VICTORINO: Mr. Chair?

25 CHAIR COUCH: Yes.

1 VICE-CHAIR VICTORINO: In the first one, I'd
2 like that to be moved to a Priority 1, 6.6.1-Action 1.

3 CHAIR COUCH: Identify government right of ways
4 to determine if they can --

5 VICE-CHAIR VICTORINO: Oh, no. Parks.

6 CHAIR COUCH: 6.6.1-Action --

7 VICE-CHAIR VICTORINO: Yeah.

8 CHAIR COUCH: -- 1.

9 VICE-CHAIR VICTORINO: Okay.

10 CHAIR COUCH: Yes. It says, "Identify
11 government right of ways to determine if they can be
12 incorporated into an island-wide parks and recreation
13 functional plan." And you wanna make that an Action 1?

14 VICE-CHAIR VICTORINO: Yeah.

15 CHAIR COUCH: Mr. Halvorson. Wanna give him the
16 microphone, Ms. Winer?

17 MS. JOHNSON WINER: Oh, yes.

18 VICE-CHAIR VICTORINO: Could we -- could we
19 bring Parks and Recreation up here now because they're
20 gonna be covering a lot of this. And --

21 CHAIR COUCH: Well, I mean, we're trying to --

22 VICE-CHAIR VICTORINO: Yeah, but Mr. Goode guys
23 are not coming up 'til --

24 CHAIR COUCH: All right, Mr. Goode.

25 VICE-CHAIR VICTORINO: If you don't mind.

1 CHAIR COUCH: Coming up. Actually -- actually,
2 no, because Mr. Goode is on the next page.

3 VICE-CHAIR VICTORINO: On the next page, yeah,
4 but we're not gonna get to him for a little while yet. I
5 want the hot seat.

6 MS. JOHNSON WINER: Mr. Chair, are you gonna
7 skip Transit, then?

8 CHAIR COUCH: Sorry?

9 MS. JOHNSON WINER: Are you gonna skip Transit
10 altogether?

11 CHAIR COUCH: Well, if -- no. That's why I was
12 asking if anybody had any comments. If you still have
13 comments, then --

14 MS. JOHNSON WINER: No. I just -- I had a
15 question, I think, of Mr. Spence. Like on Action
16 6.5.1-Action 2, private shuttle services connecting public
17 transit or appropriate impact fee for transportation
18 improvements. I was wondering, is he gonna be able to do
19 that by 2015, and is it only Department of Planning?

20 CHAIR COUCH: Mr. Spence.

21 MR. SPENCE: Well, we certainly plan to have the
22 impact fees up as soon as we can. So I think 2015 should
23 be fine. Private shuttle services, I -- I'm not even sure
24 -- I would need more background on that. I'm not even
25 sure where we're gonna require private development to

1 provide shuttles, but -- maybe in Kaanapali or something
2 like that, but --

3 CHAIR COUCH: Should that also be County
4 Department of Transportation --

5 VICE-CHAIR VICTORINO: I guess that's --

6 CHAIR COUCH: -- as a -- as a coordinating
7 agency?

8 UNIDENTIFIED SPEAKER: Yeah, I would agree with
9 that.

10 VICE-CHAIR VICTORINO: Yeah, DOT.

11 CHAIR COUCH: Members, any objection to that?

12 VICE-CHAIR VICTORINO: No objection.

13 COUNCILMEMBER COCHRAN: No.

14 UNIDENTIFIED SPEAKER: No objection.

15 CHAIR COUCH: Okay. Anything else on Transit?

16 MS. JOHNSON WINER: I was going to ask -- and I
17 think Mr. Goode is right here. I just wanted to find out,
18 on the next one, 6.5.1-Action 3, prioritize transit
19 corridors, I can understand about the stations, but it
20 only lists us. And we -- generally, when you're talking
21 about right-of-way and you're talking about, you know,
22 anything having to do with roadways or areas where we
23 would be establishing stations, we both would be working
24 with Planning and, also, Public Works.

25 CHAIR COUCH: Okay.

1 VICE-CHAIR VICTORINO: No objections.

2 CHAIR COUCH: Any objections? Mr. Goode, you're
3 okay with that?

4 MR. GOODE: Yes.

5 CHAIR COUCH: So, Mr. Spence, you wanna be on
6 there, too? I know you don't wanna be, but --

7 MR. SPENCE: Sure.

8 CHAIR COUCH: -- any objection? Okay. So add
9 Public Works and Planning to 6.5.1-Action 3. Any further
10 objections, or anything else on Transit?

11 VICE-CHAIR VICTORINO: Ms. Winer?

12 MS. JOHNSON WINER: No.

13 CHAIR COUCH: Okay.

14 MS. JOHNSON WINER: There was (inaudible).

15 CHAIR COUCH: Now to Parks. Mr. Victorino, you
16 wanted to move 6.6.1-Action 1 to a Priority 1, is that
17 what you want it to be?

18 VICE-CHAIR VICTORINO: Yeah, the -- the first
19 two ones, I would like to change that to Priority 1s.

20 CHAIR COUCH: Mr. Halvorson, any comments?

21 MR. HALVORSON: Chair, actually, Item 6.6.1, 3
22 should be Number 1, 'cause that hasn't been completed yet
23 before we can move to those first two action items. I
24 guess you can make 'em all --

25 CHAIR COUCH: Make 'em all 1?

1 VICE-CHAIR VICTORINO: I think they should all
2 be 1s, yeah.

3 CHAIR COUCH: Okay. Without objections, we'll
4 make 'em all 1. Then we have to deal with the timing.
5 You say, Mr. Halvorson, 6.6.1-Action 3 should be done
6 first?

7 VICE-CHAIR VICTORINO: So that should be '14.

8 CHAIR COUCH: That should be 2014.

9 VICE-CHAIR VICTORINO: I agree.

10 CHAIR COUCH: Any objections?

11 VICE-CHAIR VICTORINO: No objections.

12 COUNCILMEMBER COCHRAN: No objections.

13 CHAIR COUCH: Okay. Then everything else is
14 fine the way it is?

15 VICE-CHAIR VICTORINO: Yeah, 'cause it's being
16 presently worked on.

17 CHAIR COUCH: Mr. Guzman, that's your
18 department --

19 COUNCILMEMBER GUZMAN: Yeah.

20 CHAIR COUCH: -- your Committee.

21 COUNCILMEMBER GUZMAN: Chair, for Action
22 6.6.1-Action 2 --

23 CHAIR COUCH: Uh-huh.

24 COUNCILMEMBER GUZMAN: -- can -- I would request
25 that that be ongoing. I --

1 CHAIR COUCH: Ongoing?

2 COUNCILMEMBER GUZMAN: -- know -- I know we have
3 issues in terms of various organizations wishing
4 to somewhat adopt a park --

5 CHAIR COUCH: Uh-huh.

6 COUNCILMEMBER GUZMAN: -- try to facilitate some
7 type of program or --

8 CHAIR COUCH: Okay.

9 COUNCILMEMBER GUZMAN: Or in -- coordinating
10 with the Parks Department to help maintain certain parks.
11 And if we put a deadline on this, I -- I wouldn't wanna
12 see that end.

13 CHAIR COUCH: Okay. Mr. Baz.

14 MR. BAZ: Actually, I was gonna make a comment
15 on the Number 3, but, on Number 2, we do have the
16 restriction of maintenance of park facilities by the
17 (inaudible) ruling --

18 CHAIR COUCH: Uh-huh.

19 MR. BAZ: -- that requires us to use Public
20 Works employees. So we do have challenges with that, just
21 to be aware of those things.

22 CHAIR COUCH: Yeah.

23 MR. BAZ: It may be appropriate in some areas,
24 but --

25 CHAIR COUCH: Right.

1 MR. BAZ: -- definitely not --

2 CHAIR COUCH: Okay.

3 MR. BAZ: So -- and then Number 3, 6.6.1-Action
4 3, they have not requested -- well, it says \$400,000 here,
5 but they have not requested any items in their Budget this
6 year or -- you know, Fiscal Year '14 or '15 for this. So
7 I don't know that changing the date to Fiscal Year '14 is
8 appropriate.

9 VICE-CHAIR VICTORINO: But Mr. -- Mr. Chair?

10 CHAIR COUCH: Yes.

11 VICE-CHAIR VICTORINO: Isn't it ongoing already?
12 Mr. Halvorson, aren't you guys already starting to develop
13 this? I mean, I understand -- (inaudible) -- right now
14 going out to the communities and reaching out and -- I
15 mean, isn't that part of what this Action 3 is all about?

16 MR. HALVORSON: Yes, Mr. Victorino, but, at some
17 point, we're going to need funds to put together the plan.

18 VICE-CHAIR VICTORINO: Understood, but you're
19 starting now. And, again, I guess that's what we wanted
20 to see, starting. Okay. Funds, yeah, we're gonna have to
21 put in funds. And probably in -- if not this year's
22 Fiscal Budget, next year --

23 CHAIR COUCH: Okay.

24 VICE-CHAIR VICTORINO: -- probably have to. But
25 I just wanted to know if this is -- this outreach that

1 you're already doing is part of this Action 3, developing
2 the -- the regular maintenance program for our parks.

3 MR. HALVORSON: That's correct.

4 VICE-CHAIR VICTORINO: Okay. Thank you. Thank
5 you, Mr. Halvorson.

6 CHAIR COUCH: Okay. So, Members, just to recap
7 on the first three, Action 6.6.1 -- 6.6.1-Action 1, 2 and
8 3, we're changing those to Priority 1, we're changing
9 Action 2's dates or timing to ongoing, and then Action 3's
10 dates, 2014 to 2021. Any objections?

11 VICE-CHAIR VICTORINO: No objections.

12 UNIDENTIFIED SPEAKER: No objections.

13 CHAIR COUCH: No objections, okay. Anything
14 else on this page?

15 VICE-CHAIR VICTORINO: (Inaudible) -- Guzman.

16 COUNCILMEMBER GUZMAN: No.

17 CHAIR COUCH: Mr. Guzman? Members?

18 COUNCILMEMBER GUZMAN: I have nothing further.

19 CHAIR COUCH: Okay. Then the next page. And
20 then we'll take a break after Page 15, if that's all
21 right. Still, this is Parks, Planning and Public Works,
22 and then one of these -- a couple of these are management.
23 Fire when ready, anybody. I, actually, looked at this
24 whole page and have no marks on it. So --

25 VICE-CHAIR VICTORINO: The only one, Mr. Chair,

1 that I would like to see changed was the -- the
2 6.6.2-Action 3, implement -- implement parks and
3 recreational plans, consistent with the Maui Island Plan,
4 including the North -- in other words, all of this I'd
5 like to see changed to a 1 versus a 2.

6 CHAIR COUCH: Parks Department?

7 MR. HALVORSON: No objection.

8 CHAIR COUCH: Okay. Members, no objections?

9 VICE-CHAIR VICTORINO: No.

10 COUNCILMEMBER COCHRAN: No objections.

11 VICE-CHAIR VICTORINO: Other than that, no.

12 CHAIR COUCH: Now, we got a lot of other stuff
13 here, but, like I said, I looked at it. When I did my
14 review, I -- I'm fine with everything --

15 VICE-CHAIR VICTORINO: That's the only one that
16 I really saw on that page.

17 CHAIR COUCH: Members, do you have any other
18 comments on this page?

19 COUNCILMEMBER COCHRAN: The -- well, I --

20 CHAIR COUCH: Yeah.

21 COUNCILMEMBER COCHRAN: I guess a general
22 question to the -- a lead in coordinating agencies, if
23 they have comments to some of these on the timing. Like
24 --

25 CHAIR COUCH: I --

1 COUNCILMEMBER COCHRAN: -- adequate parking,
2 pathways nearshore line access points, for Department of
3 Planning and Parks.

4 CHAIR COUCH: I would guess that they don't have
5 because they're the ones that set these prior to giving
6 'em to us, but --

7 COUNCILMEMBER COCHRAN: But maybe they --

8 CHAIR COUCH: Yeah.

9 COUNCILMEMBER COCHRAN: As, you know, they --

10 CHAIR COUCH: They've reconsidered.

11 COUNCILMEMBER COCHRAN: -- review and go, oh,
12 well, wait a minute.

13 MR. BAZ: Mr. Chair?

14 CHAIR COUCH: Mr. Baz.

15 MR. BAZ: Yeah. Thank you.

16 COUNCILMEMBER COCHRAN: Budget-wise and things.

17 MR. BAZ: Yeah, we could -- 6.6.2-Action 4 could
18 be changed to 2014 and Priority 1. All three of those are
19 active areas, regional park, Central Maui, regional parks
20 in South and West Maui are really -- we're pushing forward
21 on all three of those areas right now.

22 CHAIR COUCH: Okay. Members, any objection to
23 that?

24 VICE-CHAIR VICTORINO: No.

25 COUNCILMEMBER COCHRAN: No.

1 UNIDENTIFIED SPEAKER: No objection.

2 CHAIR COUCH: Mr. Guzman.

3 COUNCILMEMBER GUZMAN: I have no objections. I
4 just wanted to go -- address 6.8.2-Action 1, under Schools
5 and Libraries.

6 VICE-CHAIR VICTORINO: We not --

7 COUNCILMEMBER GUZMAN: Oh --

8 CHAIR COUCH: Well, no, we're doing the whole
9 page.

10 UNIDENTIFIED SPEAKER: We're doing the whole --

11 VICE-CHAIR VICTORINO: I thought we was staying
12 on Parks is why.

13 COUNCILMEMBER GUZMAN: Oh. Are we ready to move
14 on or --

15 CHAIR COUCH: We're -- we're doing the whole
16 page.

17 COUNCILMEMBER GUZMAN: Okay.

18 CHAIR COUCH: So we can go back and forth, if
19 you'd --

20 COUNCILMEMBER GUZMAN: Okay.

21 CHAIR COUCH: -- like.

22 COUNCILMEMBER GUZMAN: Thanks, Chair. This, to
23 conduct an inventory to determine safety obstacles along
24 school access, I think this would be best if it was a
25 Priority 1 because, in conjunction with our Federal

1 funding for pedestrian walk -- walkways, I believe that
2 we're -- we're actually accessing some of that funding.
3 And this would go hand in hand with the pedestrian and
4 bike paths.

5 CHAIR COUCH: Public Works, you're okay with
6 that? Okay. I got the thumbs up from Mr. Goode.

7 COUNCILMEMBER GUZMAN: Thank you.

8 CHAIR COUCH: Okay. Members, no objection?
9 Okay. Good. Anything else on this page, the whole page?

10 VICE-CHAIR VICTORINO: Mr. -- Mr. Chair, going
11 back to that one we just completed, we made that a
12 Priority 1.

13 CHAIR COUCH: Uh-huh.

14 VICE-CHAIR VICTORINO: Also, wouldn't that be
15 ongoing, because that's not gonna stop at 2021?

16 CHAIR COUCH: Well, this is conducting an
17 inventory. Hopefully, that will be done by -- before
18 2021.

19 VICE-CHAIR VICTORINO: Yeah, but --

20 CHAIR COUCH: And then as -- I mean, I'm sure
21 even now, as we are doing subdivisions and -- and planning
22 of subdivisions, we're taking that into consideration
23 now --

24 VICE-CHAIR VICTORINO: Well, that's --

25 CHAIR COUCH: -- where we didn't use to.

1 VICE-CHAIR VICTORINO: There's a lot of things
2 that --

3 CHAIR COUCH: Yeah.

4 VICE-CHAIR VICTORINO: -- bringing up in the
5 future that --

6 CHAIR COUCH: That --

7 VICE-CHAIR VICTORINO: -- you know --

8 CHAIR COUCH: That, I believe -- and, Mr. Goode,
9 you may be able to correct me if I'm wrong -- is that you
10 look at that now. Before, you know, if a telephone pole
11 was in the middle of the thing, that's too bad. But, now,
12 you're actually going through and saying -- making sure
13 that there's safety in there, especially with the complete
14 streets, is that right?

15 MR. GOODE: Yeah. That -- that's correct. In
16 fact, this Council funded a couple of projects last Budget
17 Session. Waiale Road --

18 CHAIR COUCH: Uh-huh.

19 MR. GOODE: -- that was one of them, and Market
20 Street, next to Iao. Both of 'em actually serve Iao
21 School. There's two incomplete areas there, and so
22 they're identified and they've been funded.

23 CHAIR COUCH: Okay. Anything else?

24 MS. RIDAO: Chair?

25 VICE-CHAIR VICTORINO: Chair?

1 CHAIR COUCH: Yes.

2 VICE-CHAIR VICTORINO: Oh.

3 MS. RIDAO: I think on the bottom of Page 15 --

4 CHAIR COUCH: Uh-huh.

5 MS. RIDAO: -- under Infrastructure, Health
6 care --

7 CHAIR COUCH: Okay.

8 MS. RIDAO: -- we should add Department of
9 Housing and Human Concerns there.

10 VICE-CHAIR VICTORINO: Okay.

11 CHAIR COUCH: Okay. Without objection, Members?

12 VICE-CHAIR VICTORINO: No objections.

13 CHAIR COUCH: Okay.

14 VICE-CHAIR VICTORINO: Mr. Chair --

15 CHAIR COUCH: Mr. Victorino.

16 VICE-CHAIR VICTORINO: Yeah, 6.8.2-Action 3 --

17 CHAIR COUCH: Okay.

18 VICE-CHAIR VICTORINO: -- it says, amending
19 zoning and subdivision regulations to require developments
20 within vicinities of schools, libraries, community
21 centers, and other public facilities to provide bike and
22 pedestrian friendly infrastructure and traffic calming
23 features. But this doesn't -- looks like you're not gonna
24 even take a look at it until 2022. And I don't think
25 that's what we want.

1 CHAIR COUCH: And that's Planning and Public
2 Works. Any comments, you guys? Yeah, I think earlier
3 would be better.

4 VICE-CHAIR VICTORINO: Yeah.

5 COUNCILMEMBER GUZMAN: Yes.

6 VICE-CHAIR VICTORINO: Amending, you know -- I
7 mean, if you don't wanna start this year, I'm -- I'm
8 willing to give you 2015, but, you know --

9 MR. SPENCE: It'll be done by then.

10 VICE-CHAIR VICTORINO: By then, 2015?

11 CHAIR COUCH: No.

12 VICE-CHAIR VICTORINO: Okay. You got it. You
13 heard it right from --

14 MR. GOODE: And put Planning in charge, then.

15 VICE-CHAIR VICTORINO: Yeah. Could we change --

16 CHAIR COUCH: So what would be a valid start
17 date for you guys, Planning or Public Works? Any
18 particular -- I mean, sooner the better, I agree with
19 Mr. Victorino on that.

20 MR. SPENCE: Mr. Chairman, I -- I think as a
21 part of when we start revising, whether we're revising our
22 existing code as needs come up, which we're gonna see,
23 while we're doing the -- the overhaul of Title 19, all
24 these items related to zoning are gonna be in
25 consideration.

1 CHAIR COUCH: And we're kind of doing that
2 ongoing.

3 MR. SPENCE: We are doing it ongoing, but it
4 will -- it will be a part of the larger Title 19 overhaul.

5 VICE-CHAIR VICTORINO: So --

6 CHAIR COUCH: So any objection --

7 VICE-CHAIR VICTORINO: -- is ongoing better than
8 2015?

9 UNIDENTIFIED SPEAKER: Chair?

10 VICE-CHAIR VICTORINO: Ongoing, okay.

11 CHAIR COUCH: Ongoing.

12 VICE-CHAIR VICTORINO: Ongoing.

13 CHAIR COUCH: Members, any objection? Yes,

14 Mr. --

15 COUNCILMEMBER GUZMAN: Did we change that to a
16 Priority 1 --

17 VICE-CHAIR VICTORINO: No.

18 COUNCILMEMBER GUZMAN: -- or --

19 CHAIR COUCH: No, we didn't. We can.

20 VICE-CHAIR VICTORINO: I wanted to ask that,
21 but --

22 COUNCILMEMBER GUZMAN: Yes.

23 VICE-CHAIR VICTORINO: -- you jumping the gun.

24 (Inaudible) -- one at a time. I wanted to --

25 CHAIR COUCH: Mr. Spence --

1 VICE-CHAIR VICTORINO: -- change it to Priority

2 1.

3 CHAIR COUCH: -- Mr. Goode?

4 UNIDENTIFIED SPEAKER: That's fine.

5 CHAIR COUCH: Okay with Priority 1 on that? All
6 right. Anything else on this page, Members?

7 VICE-CHAIR VICTORINO: Okay.

8 CHAIR COUCH: If not, we're going to go to have
9 a recess here. Be back at 10:30, and we can finish this
10 up and -- and get you out before noon. So without --
11 we're in recess. ...*(gavel)*...

12 **RECESS: 10:21 a.m.**

13 **RECONVENE: 10:35 a.m.**

14 CHAIR COUCH: ...*(gavel)*... Will the reconvened
15 meeting of February 20th please come back to order. All
16 right, Members, we're on Page 16 now. Page 16, and we're
17 getting down to the home stretch. It's mostly Housing and
18 Human Concerns, Planning, Public Works, some Civil
19 Defense, and some Mayor's Office. Members, any questions
20 of anybody? While you're looking, 6.9.3-Action 3, "Expand
21 programs that utilize able bodied seniors to voluntarily
22 assist other seniors and disabled who are homebound." We
23 have that as ongoing and Priority 2. I was wondering,
24 Ms. Ridao, if that could be a Priority 1?

25 MS. RIDAO: Yes. We're already --

1 CHAIR COUCH: Go ahead.

2 MS. RIDAO: Is it on?

3 CHAIR COUCH: Yeah.

4 MS. RIDAO: We're already doing it, so, yes, it
5 could be a Priority 1.

6 VICE-CHAIR VICTORINO: How about the next one?

7 CHAIR COUCH: Well, without objection on that
8 one, is that okay to make that a Priority 1?

9 VICE-CHAIR VICTORINO: Yeah, no objection.

10 CHAIR COUCH: Good.

11 VICE-CHAIR VICTORINO: The next one.

12 CHAIR COUCH: Next one.

13 VICE-CHAIR VICTORINO: Yeah.

14 CHAIR COUCH: "Offer culturally-sensitive
15 programs to address healthy lifestyles, mental health,
16 dental health, substance abuse, and
17 chronic/life-threatening diseases" is ongoing.

18 VICE-CHAIR VICTORINO: Well, I'd like to make
19 that a 1.

20 CHAIR COUCH: You'd like to make that a 1.

21 MS. RIDAO: Yeah, that's fine. And then, Chair,
22 on --

23 CHAIR COUCH: Yes, ma'am.

24 MS. RIDAO: -- 6.9.3-Action 2 --

25 CHAIR COUCH: Okay.

1 MS. RIDAO: -- I think we need to add the
2 Department of Transportation there 'cause they assist with
3 the transportation services.

4 CHAIR COUCH: Okay. Any objection to that,
5 Ms. Winer?

6 MS. JOHNSON WINER: No.

7 CHAIR COUCH: Okay. No objection. Members, any
8 objection? Okay. Seeing none --

9 VICE-CHAIR VICTORINO: You know, the other one I
10 wanted to --

11 CHAIR COUCH: Yes, Mr. Victorino.

12 VICE-CHAIR VICTORINO: Is 6.9.3-Action 1,
13 "Gradually expand the 'Aging in Place' educational program
14 for homebuilders and homeowners." And we have 2015.
15 That, to me, really is one of those should be ongoing,
16 'cause I don't see us stopping at 2015, when you're
17 talking expanding, you know. It says gradually, so that,
18 to me, means we're gonna move ahead, but move ahead
19 slowly, but I don't see a cut-off date at 2015.

20 CHAIR COUCH: Ms. Ridao, you okay with that?

21 MS. RIDAO: I'm fine with that.

22 CHAIR COUCH: Members, no objection? Okay.
23 Ongoing for 6.9.3-Action 1.

24 VICE-CHAIR VICTORINO: That's it.

25 CHAIR COUCH: Ongoing. Okay. Anything else?

1 You know, 6.10.3-Action 1 is listed as Civil Defense, but
2 I also think, wouldn't that be Public Works? That says --
3 I'm sorry for the -- "Install and maintain backup power
4 systems at County facilities for critical public health
5 and safety purposes." Would that be a Public Works
6 coordinating agency, or is that just Civil Defense,
7 Ms. Foust?

8 MS. FOUST: If we can change the language on
9 that to facilitate or coordinate. Because when I look at
10 this "install and maintain," I mean, we're not doing the
11 maintenance. We might facilitate the installation through
12 identification of those facilities and/or helping to
13 locate funding, and possibly working with them overseeing
14 the overall project, but once the generator's installed, I
15 would like it to be maintained by whichever department is
16 responsible for the facility. So if it's Water Supply or
17 Environmental Management or --

18 CHAIR COUCH: Oh, I see.

19 MS. FOUST: -- whoever it would be. So if we
20 just would change the wording. So I know that's a
21 separate thing than what we're doing today.

22 CHAIR COUCH: Uh-huh.

23 MS. FOUST: But if we would include facilitate
24 or coordinate the installation and maintenance of, then it
25 could stay with us.

1 CHAIR COUCH: Okay. Ms. Gormley, you got that
2 down, 6.10.3-Action 1, to say facilitate and the
3 installation and maintenance? That way --

4 VICE-CHAIR VICTORINO: Wouldn't you now put the
5 other departments there?

6 CHAIR COUCH: Well, if we -- if we change
7 facilitate, then she'll be the facilitator, that
8 department will be the facilitator. Everybody else will
9 do when they can. Members, any --

10 VICE-CHAIR VICTORINO: And I'd like to move that
11 to a Priority 1.

12 MS. FOUST: Chair --

13 CHAIR COUCH: Yeah.

14 MS. FOUST: -- it's currently in progress.

15 VICE-CHAIR VICTORINO: Yeah. So I'd like to
16 move that to a --

17 CHAIR COUCH: Okay.

18 VICE-CHAIR VICTORINO: -- Priority 1.

19 CHAIR COUCH: Okay.

20 VICE-CHAIR VICTORINO: No objections.

21 CHAIR COUCH: Any objections? Okay.

22 MS. FOUST: And I would like, if we could, could
23 we extend it out? I mean, it's in progress, but --

24 VICE-CHAIR VICTORINO: Ongoing.

25 MS. FOUST: That '21 deadline, could we push it

1 further? No.

2 VICE-CHAIR VICTORINO: Ongoing? You wanna make
3 it ongoing?

4 MS. FOUST: Or even to the end of the --

5 CHAIR COUCH: Yeah, to the end of the period.

6 And if it's still an issue, then we can -- the next update
7 of the General Plan. Mr. Baz.

8 MR. BAZ: Oh, no. I'm sorry.

9 CHAIR COUCH: Okay. (Inaudible) usually your
10 signal that you wanna speak.

11 MR. BAZ: Next item.

12 CHAIR COUCH: Okay. Members, okay with changing
13 that to 2030, that 6.10.3-Action 1, and Priority 1?

14 COUNCILMEMBER COCHRAN: No objection.

15 VICE-CHAIR VICTORINO: No objection.

16 CHAIR COUCH: And then we also have it on the
17 list to fix the language on that. Okay. Mr. Baz, you
18 wanted to talk about 10 -- 6.10.3-Action 2, which says,
19 "Establish incentives or exemptions for renewable energy
20 production facilities except for public utility
21 companies."

22 MR. BAZ: Yeah. Mr. Chair, I think we're
23 actively pursuing those with some of the real property
24 tax.

25 CHAIR COUCH: So you wanna make that ongoing?

1 MR. BAZ: Yeah.

2 CHAIR COUCH: And priority doesn't matter 'cause
3 you're actually doing it?

4 MR. BAZ: Yeah. That's fine.

5 CHAIR COUCH: Okay.

6 COUNCILMEMBER GUZMAN: Chair?

7 CHAIR COUCH: Yes, Mr. Guzman.

8 COUNCILMEMBER GUZMAN: For 6.10.1-Action 1 --

9 CHAIR COUCH: Okay.

10 COUNCILMEMBER GUZMAN: -- can we change that to
11 a Priority 1, because it seems to me that an -- an audit
12 for the County facilities operation and equipment, in
13 order to get the greater energy efficiency, I -- I think
14 that's very important.

15 CHAIR COUCH: Mr. Baz.

16 COUNCILMEMBER GUZMAN: We don't have that type
17 of reporting currently.

18 MR. BAZ: Yeah. Mr. Chair, Member Guzman, those
19 are -- some of those in certain areas are ongoing,
20 actively done. Water Department, Wastewater, when they're
21 reviewing their pumps, looking at energy efficiency in
22 pumps and different things like that, the energy -- I
23 forgot his title, but -- and Department of Management does
24 audit the County facilities. And he and the Energy
25 Coordinator in Office of Economic Development are actively

1 -- have -- have audited major County facilities on -- and
2 are looking at -- you know, they put in, I think, 20 so
3 far, and another 18 are coming this upcoming year, of
4 solar systems, photovoltaic, things like that. So, yeah,
5 that's fine if we wanna change it to 1.

6 COUNCILMEMBER GUZMAN: Okay. I mean, just
7 'cause the develop and maintain the data and reports on
8 island energy consumption.

9 CHAIR COUCH: Okay.

10 COUNCILMEMBER GUZMAN: I have had at least two
11 meetings on my -- in my Committee, and I haven't seen any
12 reports on those. So, I mean, if that -- if it hasn't
13 been started or it's ongoing, I'd like to have that
14 changed to a Priority 1.

15 CHAIR COUCH: Okay. Any objection, Members?

16 VICE-CHAIR VICTORINO: No objections.

17 CHAIR COUCH: Okay. Anything else on that page?
18 Going once -- all right. Without objection, we'll go to
19 Page 17, which has County DOT, Public Works, Planning.
20 Everything else is State. Members, I don't have any marks
21 on my page, so I'm fine with the way it is, but if you
22 have any questions or concerns.

23 VICE-CHAIR VICTORINO: Mr. --

24 CHAIR COUCH: Mr. Victorino.

25 VICE-CHAIR VICTORINO: Actually, I gotta go back

1 16 'cause 17 is part of 16, and the harbors --

2 CHAIR COUCH: Yeah.

3 VICE-CHAIR VICTORINO: -- and airport.

4 CHAIR COUCH: Yeah.

5 VICE-CHAIR VICTORINO: 6.11.1-Action 1, you
6 know, that's the update and amend the Wailuku-Kahului
7 Community Plan to accommodate planned harbor improvements
8 and any compatible land use considering sea level rise.
9 I'd like to change that to a 1. I have no problem with
10 who's doing it, but I like to see that done. And that, to
11 me, needs to be done. And that's a priority because we've
12 all seen the -- the changes that are occurring. And we
13 need to really make that a priority.

14 CHAIR COUCH: Planning? My -- my only comment
15 to that would be we are doing the Wailuku-Kahului
16 Community Plan. It's --

17 VICE-CHAIR VICTORINO: I know. No. That's why
18 I --

19 CHAIR COUCH: You wanna do this --

20 VICE-CHAIR VICTORINO: Yeah, Priority 1 as far
21 as making sure that's incorporated --

22 UNIDENTIFIED SPEAKER: Chair?

23 VICE-CHAIR VICTORINO: -- you know, because we
24 don't --

25 CHAIR COUCH: Okay.

1 VICE-CHAIR VICTORINO: We don't want that lost
2 in the shuffle, yeah.

3 CHAIR COUCH: Okay.

4 VICE-CHAIR VICTORINO: And I think any coastal
5 communities have to bear that in mind today.

6 CHAIR COUCH: Yeah. Anything else? Okay, back
7 on Page 17. Members, anything that you wanna change,
8 'cause it looks -- looks good to me, but that's just my
9 opinion. Ms. Winer.

10 MS. JOHNSON WINER: Mr. Chair, there was just a
11 typo. And it's in 6.11.3-Action 1, Item 5. It's just
12 "busses" has only --

13 CHAIR COUCH: Oh. One "S".

14 VICE-CHAIR VICTORINO: We got a lot of busses.

15 MS. JOHNSON WINER: Yeah, doesn't have two "S"s.

16 Just --

17 CHAIR COUCH: Okay. Thank you.

18 VICE-CHAIR VICTORINO: You know, Mr. Chair --

19 CHAIR COUCH: Yes.

20 VICE-CHAIR VICTORINO: And I hate to harp on
21 this one, but that was actually where I was going. I'd
22 like to really see that, because it's ongoing, but, again,
23 being a 1, because our airport is the only link we have in
24 this community to get anywhere, our cargo, our passenger
25 transportation. Yes, I know we got Kapalua and, yes, I

1 know we got Hana, you know, and, you know, we have smaller
2 airports, but the safety and -- and some of the other
3 efficiencies that need to be done are not being done quite
4 as expedient that -- as many of us would like to see. So
5 I'd like to see that changed to a 1 just so that we push
6 it, make it a priority so they know it's very important,
7 the DOT, the State DOT, I should say.

8 CHAIR COUCH: Public Works, you're on this, you
9 any -- any thoughts on that?

10 MR. GOODE: We're fine.

11 CHAIR COUCH: Okay. Members, any objection?
12 Okay. Make that a Priority 1.

13 VICE-CHAIR VICTORINO: Yeah.

14 CHAIR COUCH: That was 6.11.3-Action 1.

15 VICE-CHAIR VICTORINO: Yeah.

16 CHAIR COUCH: Anything else on this page,
17 including land -- Agricultural Lands? I think those are
18 all high priority and soon to be -- you know, we talked
19 about this, I believe, in another item further back, and
20 that's transfer development rights. I know we -- we had
21 this in this Committee and we found that there were some
22 issues. And, Mr. Spence, I believe you told us last time,
23 but just to double-check, you're working on ways to make
24 it legal, first of all?

25 MR. SPENCE: Make which legal, Mr. Chairman?

1 CHAIR COUCH: Transfer of development rights,
2 TDRs.

3 MR. SPENCE: Yeah. There -- there has been a --
4 a draft ordinance, and we're gonna be looking at that
5 again.

6 CHAIR COUCH: Okay.

7 MR. SPENCE: And I would note, Mr. -- I don't
8 think that one particular, on TDRs and PDRs, are -- the
9 timeframe is realistic.

10 CHAIR COUCH: Okay. You got a date?

11 MR. SPENCE: I don't care. Push it out.

12 CHAIR COUCH: 2021?

13 MR. SPENCE: That would be fine.

14 CHAIR COUCH: Okay. And how are you doing on
15 the implementation of County responsibilities under Acts
16 183 (2005) and 233 (2008), to designate and establish
17 important agricultural lands and the incentives therein?

18 MR. SPENCE: I'm hoping that we will be starting
19 to work on that, at least towards the end of this year,
20 perhaps beginning of 2015.

21 CHAIR COUCH: So do you wanna leave it at 2015
22 or go to 2017?

23 MR. SPENCE: You can -- you can leave it at
24 2015.

25 CHAIR COUCH: Okay. Good. I like to hear that.

1 Anything else on this page, Members? Going once -- okay.
2 Without objection, we're going to Page 18. Department of
3 Planning, Office of Economic Development, Finance, Public
4 Works, Environmental Management, and that's it. So,
5 Mr. Ginoza, if you wanna head on down when it comes that
6 way.

7 VICE-CHAIR VICTORINO: Mr. Chair?

8 CHAIR COUCH: Yes, Mr. Victorino.

9 VICE-CHAIR VICTORINO: On -- on 7.1.1-Action 6
10 and 7, I really believe those are priorities that we've
11 spoken about, and we continuously try to bring forward.
12 And I'm not sure about only Economic Development being a
13 part of that utilization of farmland. This is 7.1.1
14 point -- Action 7, utilization of farm land trust
15 mechanisms to provide agricultural land and family farms.
16 I'm not sure if they're the only one that would be
17 involved in that, but -- I'm not sure how that one works,
18 but --

19 CHAIR COUCH: So you're thinking Priority 1 on
20 the --

21 VICE-CHAIR VICTORINO: Both of them.

22 CHAIR COUCH: -- first two?

23 VICE-CHAIR VICTORINO: Yeah. Both of them would
24 be Priority 1s in my mind. And maybe even the next one.
25 You know, maybe all those three.

1 CHAIR COUCH: Yeah, I have the third one as --

2 VICE-CHAIR VICTORINO: Yeah.

3 CHAIR COUCH: -- Priority 1.

4 VICE-CHAIR VICTORINO: As priority 1. All three
5 as Priority 1 because, again, if we're going to protect
6 and enhance and -- and -- and develop farm land for -- for
7 us to use here, to consume here in Maui County, these
8 would be -- all three of them would be very, very
9 important. So I --

10 CHAIR COUCH: Well, let -- let's go one at a
11 time. 7.1.1-Action 6, consider developing or amending
12 regulations to, one, reduce the subdivision of
13 agricultural lands by strengthening applicable zoning and
14 subdivision ordinances, and consider the creation of
15 agricultural categories to better reflect agricultural
16 uses and land use patterns, number two, require public
17 notification and review of subdivision of agricultural
18 land into four or more lots, and, number three, require
19 the preparation of more detailed agricultural impact
20 assessment for changes to the Urban Growth Boundary,
21 Community Plan Amendments, and Change in Zoning requests
22 of prime agricultural land as required in Section 19.510,
23 Maui County Code. Planning, I know we're doing some of
24 that already. What's your thoughts on this, making it a
25 Priority 1?

1 MR. SPENCE: That's fine. Again, as we -- we
2 plan on -- to make some changes to the existing 19.30A
3 before we do the big overhaul of Title 19, but anything
4 that's within the Maui Island Plan that pertains to
5 zoning, we're gonna consider --

6 CHAIR COUCH: You're gonna do a big --

7 MR. SPENCE: -- these things and implement them
8 as we can.

9 CHAIR COUCH: Okay.

10 MR. SPENCE: And --

11 CHAIR COUCH: Go ahead.

12 MR. SPENCE: Oh. I was just going to say, Mr.
13 Chairman, on Action Item 7, the following one, I would
14 agree Planning should be a --

15 VICE-CHAIR VICTORINO: Yeah.

16 MR. SPENCE: -- part of.

17 VICE-CHAIR VICTORINO: That's what --

18 CHAIR COUCH: Okay.

19 VICE-CHAIR VICTORINO: That was my --

20 MR. SPENCE: (Inaudible).

21 CHAIR COUCH: So, first, we're on -- still on
22 Action Item 6, we're gonna make it a Priority 1. Any
23 objections? Okay, no objections. Now, Action Item 7,
24 which says, "Utilize farm land trust mechanisms to
25 preserve agricultural lands and family farms," Office of

1 Planning should -- Department of Planning should be in
2 there.

3 VICE-CHAIR VICTORINO: Yeah. And making that a
4 1.

5 CHAIR COUCH: Mr. Spence, making that a 1?

6 MR. SPENCE: That's fine with me, Mr. Chair.

7 CHAIR COUCH: Okay. Members?

8 VICE-CHAIR VICTORINO: No objection.

9 CHAIR COUCH: No objection, okay.

10 COUNCILMEMBER GUZMAN: Chair?

11 CHAIR COUCH: Yes --

12 COUNCILMEMBER GUZMAN: Can we --

13 CHAIR COUCH: -- Mr. Guzman.

14 COUNCILMEMBER GUZMAN: For Action --

15 7.1.1-Action 6, can we include, as a coordinating agency,
16 the Office of Economic Development under the agriculture?
17 Just for --

18 UNIDENTIFIED SPEAKER: Sure.

19 COUNCILMEMBER GUZMAN: -- some backup --

20 CHAIR COUCH: Department?

21 COUNCILMEMBER GUZMAN: -- sources.

22 CHAIR COUCH: Mayor's Office, okay.

23 UNIDENTIFIED SPEAKER: Sure.

24 CHAIR COUCH: Okay. So without objection, we'll
25 add OED to Action 6. No objections, okay. Back to

1 7.1.1-Action 8 -- long list -- Promote farm profitability
2 by supporting programs or subsidies including: (1)
3 Low-cost, reliable transportation for export agricultural
4 products. I would think that's for exporting. Number 2,
5 Hawaii Farm Bureau Federation, Maui County, and farmers --
6 farmers cooperatives. Number 3, promotion of
7 locally-grown products to hotels, restaurants, or other
8 segments of the visitor industry. Number 4, the expansion
9 of marketing efforts such as grown on Maui to the mainland
10 or far east markets. Number 5, development of new or
11 value added products. And, Number 6, property tax
12 incentives for commercial agricultural uses. Both
13 Mr. Victorino and I thought it should be a Priority 1.
14 Any thoughts, Members, Department?

15 MR. BAZ: No. That's good. We concur. That's
16 active.

17 CHAIR COUCH: And it's on -- under OED alone, or
18 -- I think that would be pretty much.

19 MR. BAZ: The only item, Number 6, property tax
20 incentive for commercial --

21 CHAIR COUCH: Finance.

22 (Multiple speakers.)

23 MR. BAZ: -- the Department of Finance.

24 CHAIR COUCH: Okay. So we'll add Finance on
25 there.

1 MR. BAZ: Yeah. And -- and it's -- I mean,
2 County Council would be setting it, but I don't --

3 CHAIR COUCH: Yeah.

4 MR. BAZ: I don't see Council in any of this.

5 CHAIR COUCH: No, we're not on any of this.

6 VICE-CHAIR VICTORINO: Yeah. We don't wanna be
7 on any of this.

8 CHAIR COUCH: Nice try. We're not departments.
9 We can't tell the Administration what to do.

10 COUNCILMEMBER COCHRAN: Chair?

11 VICE-CHAIR VICTORINO: We'd be ready to --

12 CHAIR COUCH: Yes.

13 VICE-CHAIR VICTORINO: -- help you in any way we
14 can.

15 CHAIR COUCH: Yes.

16 MR. BAZ: Thank you.

17 CHAIR COUCH: Ms. Cochran.

18 COUNCILMEMBER COCHRAN: So on this list, yeah, I
19 mean, the entities that are listed, is there anywhere that
20 it says not limited to, you know what I mean? Like did --
21 or is that something that we can't change at this point,
22 just 'cause --

23 CHAIR COUCH: We can change it later, but it's
24 not --

25 COUNCILMEMBER COCHRAN: Yeah. I mean, you know,

1 I mean, we're just specifically calling out a couple
2 entities when, I mean --

3 CHAIR COUCH: Right.

4 COUNCILMEMBER COCHRAN: -- I don't think it
5 should be just limited to.

6 CHAIR COUCH: Okay. And, Mr. Baz.

7 MR. BAZ: Well, it --

8 COUNCILMEMBER COCHRAN: (Inaudible).

9 MR. BAZ: -- just says including, so we would
10 say that that's --

11 COUNCILMEMBER COCHRAN: That -- that --

12 MR. BAZ: Including --

13 COUNCILMEMBER COCHRAN: Meaning is --

14 MR. BAZ: -- but not limited to, probably.

15 COUNCILMEMBER COCHRAN: Okay.

16 CHAIR COUCH: Okay. Ms. Gormley, we wanna maybe
17 change that language, add that on the list to say "and not
18 limited to." Understood?

19 COUNCILMEMBER COCHRAN: Thank you.

20 CHAIR COUCH: Okay. Anything else? Keep in
21 mind, Members, that when we had Department of Water, and
22 7.1.2-Action 2 and 7.1.2-Action 4 got changed to ongoing.

23 COUNCILMEMBER COCHRAN: Yeah.

24 CHAIR COUCH: And 7.1.2-Action 4 is
25 Environmental Management, "Coordinate with industry

1 stakeholders to develop alternative sources of irrigation
2 water, including wastewater reuse, recycled stormwater
3 runoff and brackish well water." Any comments from
4 Environmental Management?

5 MR. GINOZA: No comment.

6 CHAIR COUCH: Okay. You okay with it being
7 ongoing, 'cause that's what Department of Water --

8 MR. GINOZA: Yes.

9 CHAIR COUCH: Okay. Members, any further things
10 for that page, Page 18? Okay. Seeing none, going on to
11 Page 19. And thank you, Mr. Ginoza. And I think,
12 Ms. Ridao and -- no, Ms. Johnson, you're still here, but,
13 Ms. Ridao, you are done. Thank you.

14 VICE-CHAIR VICTORINO: Public Works is still
15 here.

16 CHAIR COUCH: Public Works is still here, yeah.

17 VICE-CHAIR VICTORINO: Parks is still here.

18 CHAIR COUCH: Yeah. So, Mr. Halvorson, you
19 might as well come down. Thank you, Administration.
20 Thank you very much. Okay. We're on Page 19 now, it's
21 Department of Public Works, Planning, and Parks and
22 Recreation. Members, any comments? Again, I only have
23 one, but let you guys go first. Anything that you want to
24 change? Not seeing a lot of heads pop up, Action -- let's
25 see. 7.3.2-Action 5, amend the Maui County Code to reduce

1 parking requirements, where appropriate, in mixed-use
2 projects, encourage joint use parking, and allow for the
3 use of innovative methods to meet peak parking needs. The
4 -- the date is 2010 to 2015, but Priority's 2. Department
5 of Planning, any objection to making that a Priority 1?

6 MR. SPENCE: That's fine. I think '17 is more
7 realistic.

8 CHAIR COUCH: 2017.

9 MR. SPENCE: -- than next year.

10 CHAIR COUCH: Okay. Members, any objections to
11 making it Priority 1 and 2017?

12 VICE-CHAIR VICTORINO: No.

13 COUNCILMEMBER COCHRAN: No objections.

14 CHAIR COUCH: Okay. Parks and Recreation, just
15 any comments on 7.3.2-Action 3, "Update regulations to
16 promote community gardens and edible landscape?"

17 MR. HALVORSON: No comments, Chair.

18 VICE-CHAIR VICTORINO: (Inaudible), I'd like to
19 see that changed to a 1. I think that's something that
20 I'd like to see some priority put in.

21 CHAIR COUCH: It's -- the date -- the timeline
22 is 2016 to 2021. Again, there's a lot of Priority 1s, but
23 when it comes up to that date, then you want it to go
24 to --

25 VICE-CHAIR VICTORINO: Yeah.

1 CHAIR COUCH: - a 1?

2 VICE-CHAIR VICTORINO: Yeah.

3 CHAIR COUCH: Planning --

4 VICE-CHAIR VICTORINO: Yeah.

5 CHAIR COUCH: -- any comments?

6 MR. SPENCE: The only comment, Mr. Chairman, is,
7 I mean, when you're talking about community gardens,
8 you're already talking about residential areas. And with
9 the exception of maybe some project districts, agriculture
10 is already permitted, you know, (inaudible) gardens, those
11 kinds of things. I don't -- and there's nothing to keep
12 somebody from planting, as a part of their landscaping,
13 perhaps, you know, fruit trees or something like that.
14 But --

15 CHAIR COUCH: So there's no regulations that we
16 need to -- I think some of that was for edible landscapes
17 in parks.

18 COUNCILMEMBER COCHRAN: Yeah.

19 VICE-CHAIR VICTORINO: Yeah.

20 CHAIR COUCH: I think that's what that whole
21 discussion --

22 VICE-CHAIR VICTORINO: And I -- and I like to
23 see a push for that, you know. I mean, you know, 2016's
24 right around the corner, but, you know, I think this is
25 something that I think the County can really push without

1 a lot of -- a lot of our funding, you know. I think
2 people wanna do it. I just think we just gotta give them
3 the appropriate space and ability to do it. I think
4 that's what came across when they came for water issues
5 for community gardens, is give us the space, and many of
6 us would like to do it.

7 CHAIR COUCH: Okay.

8 VICE-CHAIR VICTORINO: So that's why the -- the
9 1, you know. I just think I don't want that to be kinda
10 like on the back burner.

11 CHAIR COUCH: Mr. Baz?

12 MR. BAZ: Thank you, Mr. Chair and Member
13 Victorino. Yeah, we -- we agree with that. Mayor has
14 discussed that already, planting fruit trees and other
15 things in County parks to make --

16 CHAIR COUCH: Yeah.

17 MR. BAZ: -- it so that, you know, we could have
18 these edible landscapes.

19 CHAIR COUCH: But this says update regulations.
20 So we would have to work hand in hand with Corp. Counsel,
21 too, quite frankly, because --

22 VICE-CHAIR VICTORINO: Yeah.

23 CHAIR COUCH: -- if we start allowing people to
24 pick fruit in our parks, then something happens --

25 MR. BAZ: Yes.

1 CHAIR COUCH: -- I guess that --

2 UNIDENTIFIED SPEAKER: Oh.

3 MR. BAZ: There are -- are definitely areas that
4 we need to look at.

5 CHAIR COUCH: Can we throw Corp. Counsel on the
6 list there, then?

7 VICE-CHAIR VICTORINO: That's fine.

8 CHAIR COUCH: I guess they're involved in all of
9 that --

10 VICE-CHAIR VICTORINO: Yeah.

11 CHAIR COUCH: -- anyway. Yeah.

12 VICE-CHAIR VICTORINO: (Inaudible).

13 CHAIR COUCH: Yeah.

14 (Multiple speakers.)

15 CHAIR COUCH: Yeah.

16 VICE-CHAIR VICTORINO: They review everything we
17 put out, so --

18 CHAIR COUCH: Okay, Members, then, without
19 objection, we'll make that a Priority 1.

20 VICE-CHAIR VICTORINO: Yeah.

21 COUNCILMEMBER COCHRAN: Yeah, no objection.

22 VICE-CHAIR VICTORINO: No objection.

23 CHAIR COUCH: Okay.

24 MR. SPENCE: And --

25 CHAIR COUCH: Anything else on that page? Yes,

1 Mr. Spence.

2 MR. SPENCE: I would just note, again,
3 Mr. Chairman, as we go through, this is -- this is the
4 kind of thing we're gonna be looking at as we go through
5 our zoning codes.

6 CHAIR COUCH: Yeah.

7 MR. SPENCE: Make sure --

8 CHAIR COUCH: Okay.

9 MR. SPENCE: -- there's provisions for it.

10 CHAIR COUCH: Okay. Members, anything for Page
11 19? Okay. Going to Page 20, and our final page, about a
12 third of a page. Any comments? We have County DOT, Parks
13 and Recreation, Public Works, and Department of Planning,
14 and Office of Mayor on this page.

15 (Sneeze.)

16 CHAIR COUCH: Bless you.

17 MS. GORMLEY: Thank you.

18 CHAIR COUCH: I have no comments marked down on
19 mine. Members, if you have any suggestions or changes.

20 VICE-CHAIR VICTORINO: No.

21 CHAIR COUCH: Okay. If I don't hear any, I'm
22 going to say we're done with this list. We're not done
23 with the ordinance, but we're done with this list.
24 Without objection -- okay.

25 VICE-CHAIR VICTORINO: No objections.

1 CHAIR COUCH: Departments, thank you. We still
2 are gonna need Mr. Baz and Mr. Spence. Everybody else, I
3 believe, thank you very much. We appreciate your patience
4 on this. Members, we're going back to Page 1, 10-1 on
5 this item through 10 dash -- I believe it was 10-6.
6 Actually, 10-5 -- 6. 10-6. Is there anything --
7 actually, Mr. Baz, you had some comments on the -- the
8 text in here.

9 MR. BAZ: 10-4 and 10-5 are the main areas
10 where, as your Budget Director, I guess would be focus
11 points for -- for me.

12 CHAIR COUCH: Okay.

13 MR. BAZ: This is the Capital Improvement
14 requirements and financing. And my comments are just --

15 CHAIR COUCH: A little more on the microphone,
16 please.

17 MR. BAZ: Excuse me. My comments are more for
18 just to make sure that the Members are aware of certain
19 things in here that, you know, you -- you wanna make sure
20 that you're -- you're doing this. I know there's language
21 in to the extent practicable, but, in here, there are
22 items, infrastructure, planning, and finance policy
23 framework, if everybody's in that section --

24 CHAIR COUCH: So that's Page 10-4?

25 MR. BAZ: 10-4.

1 CHAIR COUCH: Okay.

2 MR. BAZ: Number one says the Infrastructure
3 Services Policy, the County's responsible for determining
4 areas where infrastructure and public facilities will be
5 supported. And that's -- that's perfectly fine.

6 CHAIR COUCH: Okay.

7 MR. BAZ: Infrastructure Expansion Policy, the
8 first sentence there says developers are generally
9 responsible for public facility infrastructure expansion
10 costs associated with their projects, and it goes on. And
11 I -- I heard this Committee and some of the Members
12 discussing, especially with -- in relation to the Water
13 Department's infrastructure, and that, you know, while we
14 may recoup the costs from developers, you know, it's not
15 -- it may be something that we wanna refocus instead of
16 requiring developers to -- or -- or not requiring, but
17 waiting for developers to produce the infrastructure
18 needed for their developments versus the County doing it.

19 CHAIR COUCH: Uh-huh.

20 MR. BAZ: (Inaudible) be aware of those
21 comments. And the -- the last paragraph, especially,
22 says, "To ensure that no ambiguities exist regarding
23 infrastructure funding responsibilities, the County may
24 establish an infrastructure funding strategy to ensure
25 that infrastructure improvements are implemented prior to

1 or concurrent with development by the responsible party
2 depending on the nature of the infrastructure project."
3 So, again, it's kind of reemphasizing this, you know,
4 requirement of developers to put in the infrastructure
5 required for their development at the time that they're
6 putting a development in versus the County being able to
7 go ahead and put in that type of infrastructure in
8 preparation for future developments. And it just -- you
9 know, again, something to -- to think about.

10 CHAIR COUCH: Okay.

11 MR. BAZ: Is that a priority of this Council at
12 this point in the Plan, or is that something that it would
13 wanna be adjusted to the areas that you've kind of had an
14 idea of having the County be more responsible for
15 expansion of infrastructure?

16 CHAIR COUCH: Well, again, it's kind of in a --
17 as case-by-case basis, I would say. And that's --
18 basically, are saying that we may do this, an
19 infrastructure funding strategy, to ensure that
20 infrastructure improvements, et cetera.

21 MR. BAZ: And then the Number 3, "Existing
22 Deficiencies Policy: Through its CIP program, the County
23 is responsible for funding operations and capital
24 improvements to address existing deficiencies in
25 County-owned and operated systems." And it shall be

1 implemented by way of the following strategy. And the
2 first item, A, "Identify existing service deficiencies and
3 project future operations and maintenance needs." And it
4 says, "Using the CIP program, needs assessment studies,
5 and adopted level of service standards, the County will
6 identify existing service deficiencies and projected
7 operations and maintenance needs." I am not sure what
8 adopted level of service standards are. And I did have a
9 concern with the next sentence that says, "The County will
10 provide revenues sufficient to maintain the minimum
11 acceptable level of service standards over the 20-year
12 planning horizon," you know. So I -- I don't know that we
13 wanna commit ourselves -- I know it's to the extent
14 practicable, but committing ourselves to a major financial
15 implication should the minimum, you know, level of service
16 standard be something like -- example that popped in my
17 brain was, you know, no County wastewater treatment plants
18 should be in tsunami zones. And so if the minimum level
19 of service standard is that, then, you know, no future
20 development can occur until we move the plant. And then
21 this is required that we move the plant. And, you know, I
22 don't know that we have \$500 billion or some -- or \$500
23 million sitting around to -- to move that plant. I know
24 it's something that needs to happen in the future, but
25 just how this applies to the existing deficiency areas.

1 So --

2 CHAIR COUCH: Mr. Spence, any comments on that?

3 MR. SPENCE: No comment. I -- I concur with the
4 Budget Director.

5 CHAIR COUCH: Members, any comments?

6 VICE-CHAIR VICTORINO: Whew. That's -- that's a
7 lot of stuff. And, Mr. Chair, I -- I -- I tend to agree,
8 but, again, a lot of this wording wasn't exactly our
9 wording. Was it, Mr. Chair?

10 CHAIR COUCH: Huh-uh.

11 VICE-CHAIR VICTORINO: And so I think this was
12 all part of an incorporated language from GPAC and us and
13 --

14 CHAIR COUCH: Actually, it came from -- yeah.

15 VICE-CHAIR VICTORINO: Yeah, I know. That
16 was --

17 CHAIR COUCH: The Department, yeah.

18 VICE-CHAIR VICTORINO: Yeah. And it wasn't just
19 our wording --

20 CHAIR COUCH: Right.

21 VICE-CHAIR VICTORINO: -- you know. So I think
22 the question I have now for you, Mr. Spence, is knowing
23 what Mr. Baz has said -- and I think we -- of all -- we've
24 all understood there was a 800-pound gorilla in this room
25 called money, can we afford to do all of this. And once

1 we put "shall", you know, then it became can we afford to
2 do it. Now we're at this point where we're wanting to
3 implement or, at least, put the implementation on record.
4 And you're saying, well, now, you know, I don't know if we
5 can afford this, I don't know if we -- I mean, that's --
6 that's been a premise all along the -- all along this
7 whole track. And I don't think we'll ever really know if
8 we can afford until we reach those certain points. But I
9 don't know, Mr. Chair. I don't know what you'd like to
10 suggest in this area 'cause that's sweeping changes, in my
11 mind.

12 CHAIR COUCH: I agree. One of the quickest
13 fixes might be to change the -- on Page 10-5, the existing
14 deficiency policy shall be implemented by the way of the
15 following strategy. Changing the "shall" to "may" --

16 UNIDENTIFIED SPEAKER: Yeah.

17 CHAIR COUCH: -- I don't know if that would
18 satisfy Mr. Spence and Mr. Baz's concerns.

19 MR. BAZ: Mr. Chair, that might be one easy
20 solution. Another is just to delete this adopted level of
21 service standards. I don't know where else in -- I
22 haven't read the General Plan well enough to know if
23 there's adopted level of service standards, but, if that's
24 removed, we do currently use the CIP program and we do
25 needs assessment studies and identify existing

1 deficiencies. And, you know, that -- that's appropriate.
2 It's just this --

3 VICE-CHAIR VICTORINO: So, Mr. Baz, Mr. Chair,
4 if I'm correct --

5 CHAIR COUCH: Yeah.

6 VICE-CHAIR VICTORINO: Mr. Baz, you're saying,
7 by removal of that language, we could still leave "shall"
8 in there or you would like to have "may" and removal of
9 that?

10 MR. BAZ: No. My reading of this, "shall" is --
11 is okay --

12 VICE-CHAIR VICTORINO: Yeah.

13 MR. BAZ: -- as long as that adopted level of
14 service standards is -- is removed. But either solution
15 works for me.

16 VICE-CHAIR VICTORINO: So, Mr. Chair, you know,
17 I guess it's an either/or at this point, you know. I tend
18 to -- well, he's discussing.

19 CHAIR COUCH: Go ahead.

20 VICE-CHAIR VICTORINO: You know --

21 CHAIR COUCH: Go ahead.

22 VICE-CHAIR VICTORINO: I'm sorry. You were
23 talking.

24 CHAIR COUCH: I'm listening.

25 VICE-CHAIR VICTORINO: Okay. I didn't wanna be

1 rude and say something that you didn't hear. Either way,
2 I'd be comfortable. I think the elimination of the --
3 that standard might -- might be more practicable than --

4 CHAIR COUCH: Well --

5 COUNCILMEMBER GUZMAN: I'm sorry.

6 CHAIR COUCH: Yes, Mr. Guzman.

7 COUNCILMEMBER GUZMAN: Yeah. I think an easy
8 solution would be instead of the "and" in front of the
9 "adopted", you could change that to "or", because, at this
10 stage, I don't think the -- you know, our Members or the
11 Administration actually knows what the level of service
12 standards is.

13 CHAIR COUCH: Well -- well, I was just gonna
14 mention that several of the actions --

15 (Multiple speakers.)

16 CHAIR COUCH: -- in the list said adopt --
17 create level of services in certain areas. And so once
18 those are created, then we can implement this. But until
19 then -- or use them. Until then -- and I notice some of
20 them were pushed out for a ways, so -- but there were
21 several level of service standards to -- to be adopted in
22 our list of implementation -- implementing actions. So I
23 think that's where those came from. Mr. Spence.

24 MR. SPENCE: Mr. Chairman, since we -- the
25 County has never adopted level of service standards. I

1 know the -- the line agencies, Environmental Management,
2 Public Works, Water Department, I think they -- as a part
3 of their CIP program, they do regular needs assessments,
4 they --

5 CHAIR COUCH: Uh-huh.

6 MR. SPENCE: They know what they need.

7 CHAIR COUCH: Right.

8 MR. SPENCE: Then to -- but then if we were --
9 if we're required to do level of service standards, we
10 don't know where that's gonna take us. I -- I -- it -- it
11 may indeed be just a great idea, a great tool, but I sort
12 of like the idea of or level of --

13 CHAIR COUCH: Uh-huh.

14 MR. SPENCE: -- service standards.

15 UNIDENTIFIED SPEAKER: Optional.

16 MR. SPENCE: I also like the -- the comment that
17 the existing deficiency policy may be implemented in --
18 with -- may be implemented. Because we don't -- you know,
19 again, you know, sort of my theme throughout all this, and
20 as you've heard through the other departments, is the
21 flexibility as we're going forward. We're gonna run into
22 things that we've never seen before over the next 20-year
23 period of this Plan. So --

24 VICE-CHAIR VICTORINO: You know -- and I do
25 agree with you, Mr. --

1 CHAIR COUCH: Mr. Victorino.

2 VICE-CHAIR VICTORINO: -- Mr. Spence. Thank
3 you, Chair. I'm sorry. But, again, I think one of the
4 key issues was -- from GPAC and others out there in the
5 community was when you put "may", then that's an opt-out
6 for the County to say, oh, it only said may. Now, I think
7 that was a concern that had been raised a number of times.
8 And I -- to -- to a point, I don't mind the "or". I can
9 -- I can see the validity of the "or", okay, that makes it
10 work, but I don't know if taking out may -- taking out
11 "shall" and make it a "may". Again, I agree with you, we
12 don't know what the future holds, none of us do, but it
13 gives us an opt-out, or some other group or some other
14 agency to say, oh, it only said "may". And -- and I think
15 that's important to -- to -- to know that this -- once the
16 community -- and, right, we're doing this so that the
17 Community Plan will be driven by this Plan.

18 CHAIR COUCH: Uh-huh.

19 VICE-CHAIR VICTORINO: Is that correct,
20 Mr. Chair?

21 CHAIR COUCH: Yes.

22 VICE-CHAIR VICTORINO: Okay. So being that's --
23 being that in -- keeping that in mind, I should say, I'm
24 concerned that if we (inaudible) putting "may" on such an
25 important portion of the implementation, would that weaken

1 what we're trying to achieve? Now, that's my question.

2 And I'll wait for an answer on that one.

3 MR. SPENCE: Okay. I don't see -- I don't see
4 it as weakening; I see it as giving flexibility. What --
5 what -- you know, it's hard to say what we're gonna run
6 into five years from now. And if it says "shall", there
7 -- there may be a reason why we may decide that that's not
8 possible, but, yet, we're stuck with this "shall". I know
9 that -- that, also, as the different agencies have
10 expressed -- and -- and I'll just say when I look at this
11 plan -- or I look at any of the plans, I go, okay, these
12 are the things we should be doing, you know, and -- and
13 we've gone through this list of priorities, okay, these
14 are the things that should be, you know, top of the list
15 and, you know, this is the direction we're headed. So all
16 the agencies pay attention to this, but -- but as you go
17 down the road, as we are, you know, (inaudible) years from
18 now, we're gonna run into things that we -- we're gonna
19 need to be able to -- to adjust as, you know, world
20 economies change or climate changes or whatever. I -- I
21 much prefer the flexibility. And in -- you know, this is
22 also binding on Council. This is not just -- this is not
23 just the agencies. You know, you may find reason through
24 your budgetary project -- process that you need to be
25 flexible. And if you're stuck with shalls --

1 VICE-CHAIR VICTORINO: Mr. Chair, I'd like to
2 hear from other Members, if I may. You know, I mean --

3 CHAIR COUCH: Yeah. And I was just gonna --

4 VICE-CHAIR VICTORINO: (Inaudible) -- Mr. Spence
5 saying, and I'm not -- but I have this philosophical --

6 CHAIR COUCH: Yeah.

7 VICE-CHAIR VICTORINO: -- challenge in my mind.

8 CHAIR COUCH: And -- and just to my -- I'm gonna
9 add my two cents in. If you look on Page 10-2, at the
10 very bottom of the text, it says, "This chapter
11 establishes a broadly defined infrastructure strategy and
12 policy framework." So in order to meet with broadly
13 defined, I -- I don't know that "shall" is very broadly.
14 It's -- it's very specific. So I -- I'm a little
15 concerned with that. And, you know, if you look at some
16 of the captions, it says the -- the Main Street in Wailuku
17 road improvement project could be funded through CIP
18 process. So there's a lot of could and -- and broadly
19 defined. So then, all of a sudden, sticking that "shall"
20 in there is -- is concerning to me. I'm -- I'm not sure.
21 I'd like to hear, also, what the other Members would have
22 to say. Ms. Cochran.

23 COUNCILMEMBER COCHRAN: Thank you. Yeah, and I
24 -- I'm tending to agree with Mr. Victorino, actually.

25 CHAIR COUCH: Uh-huh.

1 COUNCILMEMBER COCHRAN: And, you know, I hear
2 all the perspectives and concerns and the "shall" and the
3 "may" and the "or" and the "ands" and -- we've been
4 wordsmithing this stuff for, you know, years now. And I
5 -- I kinda want comment from Corporation Counsel or -- or
6 Chair, yourself, LOS, I mean, it's been in this document.
7 And so did we have a specific definition that's saying
8 what that is, or what do we refer to, to consider certain
9 standards?

10 CHAIR COUCH: Yes. In -- in the -- in the
11 matrix, several of the implementing actions say adopt
12 level of standards -- service --

13 COUNCILMEMBER COCHRAN: Right.

14 CHAIR COUCH: -- standards. So we don't know
15 what they are now. They have to be adopted. And then
16 once they're adopted, then that's what that --

17 COUNCILMEMBER COCHRAN: Right.

18 CHAIR COUCH: -- refers to.

19 COUNCILMEMBER COCHRAN: And --

20 CHAIR COUCH: In my opinion, I think that's how
21 I read that. I don't know if Corp. Counsel reads it
22 differently or the Department reads it differently.

23 COUNCILMEMBER COCHRAN: Can we get comment,
24 then, just to clarify that, at this point, what we're all
25 -- so we can be on the same page and same thought process

1 in this LOS strategy?

2 CHAIR COUCH: Mr. Hopper?

3 MR. HOPPER: Mr. Chair, I believe you're
4 correct. I mean, there's -- there's -- they're very
5 general terms. CIP program, that's going to vary year to
6 year and needs assessment studies. That's going to --
7 those are gonna depend on the study, obviously. And
8 adopted level of service standards will -- I don't see --
9 unless the Director can correct me -- if there's a --
10 there's a separate list of those in the Plan that -- that
11 are substantive. I -- I think they're essentially that
12 they'll have to be adopted for -- on a -- on a
13 case-by-case basis, depending on what type of standards
14 you're talking about. Level of service standards can mean
15 a lot of things. I'm familiar with them as far as
16 roadways and -- and traffic and things like that, probably
17 most commonly. But it's -- it's not abundantly clear here
18 such that I would say that it -- it's going to depend on a
19 particular case when the County's looking at its
20 infrastructure. And if it has either a study or maybe a
21 TIAR, some kind of traffic study, at a certain point that
22 says there's a service deficiency -- which I think would
23 be, you know, Public Works' realm or State Department of
24 Transportation realm -- that's what we would be looking
25 at. But I think it's something that's going to depend on

1 the -- you know, I mean, level of service standards can be
2 -- mean a lot of things. And the deficiency I -- I would
3 depend on, you know, the -- the specific roadway you're
4 talking about, for example, or -- or other types of
5 service, maybe bus service, trash collection service,
6 other things like that. So, yeah, it's -- it's not
7 something that I see, unless the Director corrects me if
8 I'm wrong, where there's a section of the Plan that says
9 here's all your standards. I think it basically says
10 they'll be adopted. Or I think this means in a case where
11 you have adopted level of service standards, that's
12 something that would be referenced in determining the --
13 the deficiency. And this mainly deals with how to
14 approach the deficiency, I think.

15 CHAIR COUCH: Okay.

16 COUNCILMEMBER COCHRAN: Thank you. Okay. I
17 guess, Department have comments in regards to Mr. Hopper's
18 comments?

19 CHAIR COUCH: He says no.

20 COUNCILMEMBER COCHRAN: No.

21 CHAIR COUCH: Okay.

22 COUNCILMEMBER COCHRAN: So, yeah. And -- and --
23 you know, and I heard the -- the comments all along, too,
24 is Mr. Victorino, I think, is stating that, you know,
25 where's the teeth in all this. I mean, we gotta put it

1 somewhere. And, yeah, nobody can dictate what the
2 future's gonna be like, but there's gotta be some type of
3 language that's gonna say this is what's going to be done.
4 And if things, obstacles and roadblocks and challenges,
5 get in the way, then -- you know, we got all the
6 confidence in the world that these departments and people
7 in charge can figure things out and we can all work
8 together for solutions to make it happen. I mean, that's
9 kinda how I look at stuff and not that, well, we don't
10 know so why should we be held accountable and -- and be
11 made to do this. I -- I have a different -- you know,
12 that's -- and -- and, again, this is a guiding document,
13 right, Chair? Guiding, it's -- it's sorta setting the
14 pace, putting people on the path in this particular
15 direction. Right? I mean --

16 CHAIR COUCH: Yeah, it's supposed to be mostly a
17 guiding document. There are some things that are more
18 regulatory in it. Mr. Baz, you had a comment on that?

19 MR. BAZ: No, Mr. Chair. And I'm not saying
20 that we don't know what it is, so we don't want it. What
21 I -- what I wanna prevent, as your Budget Director, is a
22 significant escalation in the County Budget if some of
23 these level of service standards require us to do certain
24 things. In -- in the Budget document, we have what, I
25 guess, I would consider level of service standards in --

1 say in proposed Budget for Fiscal Year '15, the Solid
2 Waste Division has, you know, the number of missed routes
3 on refuse collection or the number of days that the
4 landfill's closed. And -- and if those are acceptable at
5 the current funding levels, then we're okay. If the level
6 of service is -- requires us to, you know, put in 30 more
7 staff members and -- and 10 more vehicles, you know, that
8 could cost us, you know, millions and millions of dollars
9 extra. So I -- that's just -- my only concern is just so
10 that you guys are aware that putting this language in, you
11 know, "shall", based on, you know, these unknown level of
12 service standards, could cause a significant escalation in
13 the Budget. That's all I'm sharing.

14 COUNCILMEMBER CRIVELLO: Chair?

15 CHAIR COUCH: Yes, Ms. Crivello.

16 COUNCILMEMBER CRIVELLO: I'd like to comment
17 that I -- I can see the value of leaving "may". And --
18 and like my colleague said, it's a guide, guideline.

19 CHAIR COUCH: Uh-huh.

20 COUNCILMEMBER CRIVELLO: And if we put "shall",
21 it's really not a guideline, it's it shall be. So -- so I
22 think, I believe, we're gonna need some flexibility,
23 especially because we're talking dollars. And if we're
24 talking dollars, how shall we generate the revenues to
25 address what -- whatever is -- is needed for us. So I --

1 I can see the "or" adopted and the existing -- if you --
2 if you have -- if you glance through, many of the wordings
3 are "may" --

4 CHAIR COUCH: Uh-huh.

5 COUNCILMEMBER CRIVELLO: -- in -- in the
6 different -- you -- I think this is one of the few
7 "shall".

8 CHAIR COUCH: Correct.

9 COUNCILMEMBER CRIVELLO: Or maybe the only. So,
10 in my opinion, I -- I would like to see the change be
11 added to "may".

12 CHAIR COUCH: Okay. Mr. Guzman.

13 COUNCILMEMBER GUZMAN: I -- I also agree with
14 the Department in terms of its ability to be flexible. I
15 -- I did suggest adding the "or" so that the adopting --
16 adopted level of service standard is optional. There's
17 another wording we could use, if you'd like to maintain
18 the "shall". It would be, the -- "The existing
19 deficiencies policy shall be implemented but not limited
20 to the following strategy." If you wanted to keep the
21 "shall" as -- but by adding "but not limited to", it just
22 basically creates the "may", anyway. But at least you get
23 that wording in there. It's kind of a loophole, but
24 that's my suggestion, if you'd like to be creative.

25 CHAIR COUCH: Okay.

1 COUNCILMEMBER COCHRAN: So, Chair --

2 CHAIR COUCH: Yes, Mr. -- I'm sorry --

3 Ms. Cochran.

4 COUNCILMEMBER COCHRAN: So I wasn't quite done
5 with my train of thought --

6 CHAIR COUCH: Oh, okay. Okay.

7 COUNCILMEMBER COCHRAN: -- actually, but it's
8 okay. And so, you know, level of service and standards
9 and -- and maybe jumping on board with Mr. Baz's example
10 in regards to refuse service. I mean, if -- we don't want
11 skipped days. People's trash shouldn't be rotting on the
12 side of their -- in front of their homes. And -- or they
13 won't -- shouldn't -- not be able to get to their
14 landfills when needed and stuff of that nature. And I
15 think the number -- you know, I think he was exaggerating,
16 making a point to say that this could be possible and this
17 is why there could be a concern for budgetary purposes.
18 And I -- and I understand that. You know, for me, level
19 of service standards, I mean, we're gonna create that.
20 And, for me, that's the health and well-being and well --
21 you know, the welfare of this community and the people
22 that we serve. That's what it's about. And so we're not
23 gonna outprice ourselves. I mean, we're not gonna out --
24 over standard and set such high standards of priorities
25 that we can't even attain them ourselves. I mean, I think

1 we have that much common sense, to set our standards to a
2 acceptable level that we can simply afford and -- and
3 implement and -- and make happen for the people. So, I
4 mean, that's where I'm looking. And I -- you know, Mr.
5 Guzman brings up good changes, but I just think that to
6 just leave it open-ended with the whole "may" thing -- as
7 Mr. Victorino says, you know, I think that's -- I've heard
8 this comment over and over through this entire document,
9 that, you know, where's the accountability and the teeth
10 behind all this. And so that's why I'm just trying to
11 make that point.

12 CHAIR COUCH: Okay.

13 COUNCILMEMBER COCHRAN: And, you know, I get it
14 and -- but I think that I can trust ourselves and -- and
15 people that follow in our footsteps to make it. It's
16 gonna work out.

17 CHAIR COUCH: Okay.

18 COUNCILMEMBER COCHRAN: And even though not
19 knowing what the future, you know, lies ahead, but we have
20 County core services that we must uphold and/or our people
21 will -- you know, for the welfare and well-being of this
22 community and quality of life.

23 MR. SPENCE: Mr. --

24 COUNCILMEMBER GUZMAN: Chair?

25 MR. SPENCE: -- Chairman?

1 CHAIR COUCH: Okay.

2 COUNCILMEMBER GUZMAN: I'm sorry.

3 CHAIR COUCH: Let -- let's have Mr. Spence, if
4 that's a comment based on what Ms. Cochran said.

5 MR. SPENCE: Okay. The -- the question is -- is
6 where's the accountability of government towards the
7 implementation of this plan, if I -- if I have that right.
8 2.80B, different than 2.80 and 2.80A -- or 2.80 -- before
9 2.80A, there was no reporting requirement. That was seen
10 at the Council at that time as a problem of, okay, what
11 are we doing with these plans. So they built into 2.80B
12 the -- a requirement that there's going to be an annual
13 report to the County Council on the implementation of this
14 Plan. I mean, where are we at, what are we doing with
15 these things. And so we plan on going -- the report we're
16 planning on doing for the Council and, you know, for --
17 for our own purposes, where are we at with all these
18 things. We're gonna go line by line, what is Department
19 of Housing and Human Concerns doing with 5.6.2.1, Item 3,
20 you know. I mean, we're gonna go down each one of those
21 things and say, okay, have we done anything with them, why
22 or why not. There's -- there's going to be a report every
23 year. And the Council is going to be able to go, okay,
24 Planning Department, you were supposed to do these five
25 things last year, why didn't you do them. And we'll tell

1 you it's Budget or, you know, something else happened, or
2 how much progress we've taken on something. I mean,
3 there's -- that accountability to this body and to
4 ourselves is going to be built into that annual report.
5 So we're gonna know where everything's at. It's not gonna
6 be hidden in, you know, 500 pages of stuff. It's gonna be
7 right out in the open, black and white.

8 CHAIR COUCH: Okay. Mr. Guzman, you wanted to
9 make a comment on that?

10 COUNCILMEMBER GUZMAN: Yes. I -- I still think
11 that if -- if we -- we can have our cake and eat it, too,
12 if -- if -- if we, basically, change the wording to, "The
13 existing deficiency policies shall be implemented but not
14 limited to the following strategies," and then add the
15 "or" in front of adopted level of service standards. And
16 then we go to the next sentence where it says, "The County
17 will provide revenues sufficient to maintain the minimum
18 acceptable levels." If we put, "The County may provide
19 revenues," that leaves a little bit of a leeway in terms
20 of a loophole that we wouldn't have to provide revenues.
21 It would be, "The County may provide revenues sufficient."
22 So you can legally not require the revenue portion of it.
23 Just a little of a twist in legal wording there. So --

24 CHAIR COUCH: Mr. Baz.

25 MR. BAZ: Yeah. I don't -- I don't know --

1 yeah. And -- and those are fine. And all of this
2 discussion is great. And I just wanted -- like I said
3 from the very beginning, I wanted to bring these up as
4 discussion items that I saw through here. And -- and
5 maybe, you know, this is a question to Corporation
6 Counsel, is, you know, by putting -- by leaving it as is
7 and putting "shall" and "the County will provide
8 revenues," does that put the burden on the County
9 Council -- future Councils to, you know, set revenues
10 and -- and expenditures, you know, based on this without
11 their control? You understand what I'm asking?

12 CHAIR COUCH: Mr. Hopper.

13 MR. HOPPER: And, once again, we get back to the
14 -- to the extent practicable language that's throughout
15 2.80B and applies to the entire General Plan. It says,
16 preparation of the County's annual operating budget in
17 capital -- in capital program respectively developed
18 pursuant to the County Code shall implement the General
19 Plan to the extent practicable. So I think that
20 recognizes that when the budgets are done, things like
21 this, such as filling level of services deficiencies,
22 would be done to the extent practicable. Now, to the
23 extent that this Council has issues with this language, I
24 would recommend amending the language. If the Council
25 would -- and I understand the concern. If the Council's

1 uncertain if, in every single given case of a level of
2 service deficiency, it will be able to fund. I think
3 permissive language is not a bad idea in that case
4 because, in reality, I think that's what the future
5 councils are going to have to deal with, deciding whether
6 or not to bring up a level of service in one case at the
7 expense of sacrificing something else because of a limited
8 amount of revenue. But as far as binding future councils,
9 that's not something the Plan can do. And I think the
10 language -- now, I -- it does tell future councils this
11 should be the priority, but, when push comes to shove as
12 far as adopting the Budget, it does say the Budget will
13 implement it to the extent practicable. But the best
14 advice I can give is if the Council has issues with this
15 language and knows that -- that it's not gonna be able to
16 meet this in every single case, then I think it is a good
17 idea to amend the language to make it more permissive in
18 those cases. If you can foresee not being able to, in all
19 cases, meet the level of service standards, et cetera.

20 CHAIR COUCH: Okay. Members, Ms. Cochran, any
21 comments on that?

22 COUNCILMEMBER COCHRAN: Yeah. It's -- I think
23 the point is that we don't want efforts not being made
24 because --

25 CHAIR COUCH: Correct.

1 COUNCILMEMBER COCHRAN: -- it's a whole "may"
2 thing --

3 CHAIR COUCH: Correct.

4 COUNCILMEMBER COCHRAN: -- other than the
5 "shall". And I understand it. And I'm very, very happy
6 to hear the annual reporting --

7 CHAIR COUCH: Uh-huh.

8 COUNCILMEMBER COCHRAN: -- that will come -- be
9 coming forward. And we can, you know, monitor and sorta
10 see where we're at, and, you know, where deficiencies lie,
11 and -- and how can we, you know, improve and -- and
12 move -- and things of that nature. So that's gonna be
13 extremely helpful. So I think that's a level of
14 protection, I think, you know, to give the public,
15 ourselves and everyone concerned, the chance to take a
16 look and see where we're at and -- and, you know, improve
17 and what -- upon. So, you know, I'm open to looking at
18 perhaps -- you know, Mr. Guzman's amendments in language
19 and wording, I think, is okay. And -- and, you know, I'm
20 -- I'm okay with that.

21 CHAIR COUCH: Okay. Let's do this -- the easy
22 ones first. Under, using the CIP program, needs and
23 assessment studies, and adopted level of service
24 standards, changing the "and" to the "or". Is there any
25 objection to that?

1 UNIDENTIFIED SPEAKER: No objection.

2 CHAIR COUCH: Okay. Then we'll do that. So,
3 Mr. Guzman, your -- your suggested changes to the opening
4 sentence there, "The existing deficiency policy shall be
5 implemented by way of but not limited to the following
6 strategy."

7 COUNCILMEMBER GUZMAN: It would just be, "The
8 existing deficiency policy shall be implemented, but not
9 limited to the following strategy."

10 CHAIR COUCH: Okay.

11 COUNCILMEMBER GUZMAN: And you would be deleting
12 "by way" --

13 CHAIR COUCH: "By way of."

14 COUNCILMEMBER GUZMAN: -- "of."

15 CHAIR COUCH: Okay. Any objections to that,
16 Members?

17 COUNCILMEMBER COCHRAN: No objections.

18 CHAIR COUCH: Okay. And then, lastly, "The
19 County may provide revenues sufficient to maintain" --

20 COUNCILMEMBER GUZMAN: Yes.

21 CHAIR COUCH: -- "the minimum" --

22 COUNCILMEMBER GUZMAN: It would be deleting the
23 "will" and replacing it with "may".

24 CHAIR COUCH: Any objections to that?

25 COUNCIL MEMBERS: No.

1 CHAIR COUCH: Okay. That was a very good
2 discussion. Thank you very much. So, now, any other
3 comments on those -- on the text? All right. If I don't
4 -- haven't heard any comments, I'm going to -- first of
5 all -- I apologize -- I did not, for the record, put on
6 the attendance of our Committee Staff. Legislative
7 Attorney, Gina Gormley. Good morning. And Committee
8 Secretary, Pauline Martins. Good morning. And assisting
9 us, too, is Chancy Hopper as well. Good morning. All
10 right, Members, I'm ready for a recommendation if -- to
11 make my recommendation if you have no further discussion.

12 COUNCIL MEMBERS: Recommendation.

13 CHAIR COUCH: Okay. I will entertain a motion
14 to recommend passage on first reading of a proposed bill
15 entitled A Bill for an Ordinance adopting the Maui Island
16 Plan Implementation Program and incorporating any
17 revisions made at today's and previous meetings, and to
18 allow Staff to make nonsubstantive revisions, and to file
19 County Communication 13-401.

20 VICE-CHAIR VICTORINO: So moved, Mr. Chair.

21 COUNCILMEMBER CRIVELLO: Second.

22 CHAIR COUCH: Okay. It's been moved by
23 Mr. Victorino, seconded by Ms. Crivello. Any comments?

24 COUNCILMEMBER COCHRAN: Chair?

25 CHAIR COUCH: Ms. Cochran.

1 COUNCILMEMBER COCHRAN: So the nonsubstantive
2 changes you mentioned, is that in regards to that laundry
3 list we have ongoing?

4 CHAIR COUCH: No. Nonsubstantive, like, for
5 instance, the "busses" is --

6 COUNCILMEMBER COCHRAN: Okay.

7 CHAIR COUCH: -- incorrectly spelled.

8 COUNCILMEMBER COCHRAN: Right.

9 CHAIR COUCH: The other list we're gonna have to
10 go through and do as a separate ordinance --

11 COUNCILMEMBER COCHRAN: Okay.

12 CHAIR COUCH: -- change to the -- the whole Maui
13 Island Plan because of the actions.

14 COUNCILMEMBER COCHRAN: Oh, okay. So that's --

15 CHAIR COUCH: That's a separate --

16 COUNCILMEMBER COCHRAN: -- a whole separate --
17 okay. Got it.

18 CHAIR COUCH: Uh-huh.

19 COUNCILMEMBER COCHRAN: Got it. Just wanted to
20 make sure that --

21 CHAIR COUCH: Okay.

22 COUNCILMEMBER COCHRAN: -- (inaudible). Okay.

23 CHAIR COUCH: Any other comments? The Chair
24 wants to make a comment. I wanna thank you very much for
25 going through this and -- and giving us your thoughts.

1 It's very important that we get this going. There will be
2 a public hearing as required by 2.80B. And, Members,
3 we're looking at, but not -- it's not set in stone, as
4 having a special Council meeting on March 31st, which is
5 scheduled to be a Budget and Finance Committee meeting.
6 It's only gonna be an hour. I'm gonna ask Mr. White if we
7 can take an hour of his time, so -- because we need to get
8 this done by March 31st, if -- if all the dice don't line
9 up, the dominoes don't line up, then we're gonna have to
10 do an ordinance to push the date out for another week --
11 or for another Council meeting. So I prefer to get it
12 done before March 31st, because that's our date. But
13 other than that, I wanna thank you very much. And keep a
14 heads up for all the stuff we're gonna do. Any further
15 discussion? Seeing none, all those in favor of the
16 motion, please say "aye".

17 COUNCIL MEMBERS VOICED AYE.

18 CHAIR COUCH: Opposed?

19 **VOTE: AYES: Chair Couch, Vice-Chair Victorino,**
20 **Councilmembers Cochran, Crivello, and**
Guzman.

21 **NOES: None.**

22 **ABSTAIN: None.**

23 **ABSENT: None.**

24 **EXC.: Councilmembers Baisa and White.**

25 **MOTION CARRIED.**

1 **ACTION: FIRST READING OF REVISED BILL AND FILING OF**
2 **COMMUNICATION.**

3 CHAIR COUCH: Let it show that the motion
4 carries, five ayes and zero noes, with two excused,
5 Mr. White and Chair Baisa. Thank you very much. We're
6 gonna bring this up again at our -- the first available
7 Council meeting. We're gonna have a public hearing on
8 this prior to that Council meeting. We're not sure of the
9 logistics, so keep an eye on your emails and -- and when
10 we poll. Ms. Cochran.

11 COUNCILMEMBER COCHRAN: Thank you, Chair. And
12 so the public hearing, we're looking in these Chambers
13 only?

14 CHAIR COUCH: Correct.

15 COUNCILMEMBER COCHRAN: Just one --

16 CHAIR COUCH: Correct.

17 COUNCILMEMBER COCHRAN: -- public hearing is
18 needed?

19 CHAIR COUCH: Correct.

20 COUNCILMEMBER COCHRAN: And we're gonna hold it
21 here?

22 CHAIR COUCH: Yeah.

23 COUNCILMEMBER COCHRAN: Okay.

24 CHAIR COUCH: And that's through the -- we have
25 to do it through the Clerk's Office. It's not, actually,

1 a Committee thing. So I -- I don't know the -- how the
2 logistics works, but we're gonna work that out with the
3 Clerk's Office and our Council Services. But it will be
4 here in this Chambers.

5 COUNCILMEMBER COCHRAN: Okay.

6 CHAIR COUCH: Okay? Members -- thank you,
7 Staff, very much, both -- and the Administration. We
8 really appreciate it. This meeting is adjourned.

9 ... (gavel) ...

10 **ADJOURN: 11:38 a.m.**

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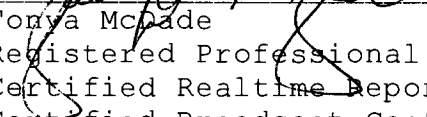
CERTIFICATE

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I, TONYA McDADE, Hawaii Certified Shorthand Reporter #447, do hereby certify that the electronically-recorded proceedings contained herein were, after the fact, taken by me in machine shorthand and thereafter was reduced to print by means of computer-aided transcription; and that the foregoing represents, to the best of my ability, a true and accurate transcript of the electronically-recorded proceedings provided to me in the foregoing matter.

I further certify that I am not an employee nor an attorney for any of the parties hereto, nor in any way concerned with the cause.

DATED this 21st day of March, 2014.



Tonya McPade
Registered Professional Reporter
Certified Realtime Reporter
Certified Broadcast Captioner
Hawaii Certified Shorthand Reporter #447