

**COUNCIL OF THE COUNTY OF MAUI**

RECEIVED

2014 MAY 30 PM 2: 49

**A G E N D A**

Regular Meeting of June 6, 2014  
9:00 a.m.

OFFICE OF THE  
COUNTY CLERK

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

Remote Testimony Sites: Hana Council District Office – Hana Community Center, 5091 Uakea Road, Hana, Hawaii  
Lanai Council District Office – Lanai Community Center, 8th Street, Lanai City, Hawaii  
Molokai Council District Office – 100 Ainoa Street, Kaunakakai, Hawaii

website: <http://www.mauicounty.gov/county/clerkSub/Agenda.php>.  
e-mail: [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us)

---

**ORAL OR WRITTEN TESTIMONY**

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted. Each testifier shall be allowed to speak for three minutes on each item. If additional time is requested, the testifier shall be allowed one minute to conclude the testimony on the item. No further oral testimony by the testifier on the item shall be permitted. An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.

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

If written testimony is submitted at the meeting site, 15 copies are requested. If written testimony is e-mailed or faxed (808-270-7171), it must be received at least 24 hours prior to the meeting; provided, that if a meeting will be held on a Monday, written testimony shall be received by 12:00 noon on the business day preceding the meeting.

---

A. ROLL CALL

B. OPENING REMARKS: COUNCILMEMBER MICHAEL P. VICTORINO

C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTIONSE. CEREMONIAL RESOLUTIONS:

NO. \_\_\_\_\_ - "CONGRATULATING MASON MAKANA NAI AQUINO, HAWAII'S 2014 BOYS & GIRLS CLUBS 'YOUTH OF THE YEAR'"

NO. \_\_\_\_\_ - "RECOGNIZING THE FIFTH ANNUAL NATIONAL INDUSTRIAL HEMP HISTORY WEEK JUNE 2 – 8, 2014"

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONYG. MINUTES:

Regular Meeting of April 22, 2014

H. COMMITTEE REPORTS:

NONE.

I. COMMUNICATIONS:1. COUNTY COMMUNICATIONS:

NO. 14-133 - COUNCILMEMBER COUCH, transmitting a proposed resolution entitled "APPROVING A TIME EXTENSION FOR THE LANAI PLANNING COMMISSION TO REVIEW THE DRAFT LANAI COMMUNITY PLAN".

NO. 14-134 - COUNCILMEMBER VICTORINO, transmitting a proposed resolution entitled "APPROVING THE HAWAII STATE ASSOCIATION OF COUNTIES ("HSAC") OFFICERS, HSAC NOMINEES TO THE NATIONAL ASSOCIATION OF COUNTIES BOARD OF DIRECTORS, AND HSAC NOMINEES TO THE WESTERN INTERSTATE REGION BOARD OF DIRECTORS FOR FISCAL YEAR 2015".

NO. 14-135 - DIRECTOR OF FINANCE, transmitting the Finance Director's Quarterly Report for Fiscal Year July 1, 2013 to June 30, 2014 as of March 31, 2014 and the Capital Improvement Project Report as of March 31, 2014.

NO. 14-136 - COUNCILMEMBER HOKAMA, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE TO AMEND CHAPTER 12.24A, MAUI COUNTY CODE, RELATING TO LANDSCAPE PLANTING AND BEAUTIFICATION".

1. COUNTY COMMUNICATIONS (continued):

- NO. 14-137 - PLANNING DIRECTOR, relating to an application submitted by Louis, Steven, and Laureen Walsh, for Kihana Nursery, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM R-3 RESIDENTIAL DISTRICT TO B-2 COMMUNITY BUSINESS DISTRICT FOR PROPERTY SITUATED AT KIHEI, MAUI, HAWAII FOR THE PROPOSED KIHANA NURSERY", and related documents.
- NO. 14-138 - COUNCILMEMBER GUZMAN, relating to the matter of amending the Maui Island Plan Implementation Program relating to the establishment of permanent community plan area advisory committees.
- NO. 14-139 - COUNCILMEMBER GUZMAN, relating to the matter of amending the Maui Island Plan Implementation Program relating to the County's establishment of an infrastructure funding strategy.
- NO. 14-140 - COUNCIL CHAIR BAISA, relating to the matter of amending the Maui Island Plan Implementation Program relating to time limits on future community plan and zoning entitlements.
- NO. 14-141 - COUNCILMEMBER COUCH, relating to the matter of amending the Maui Island Plan Implementation Program relating to the following:
1. Including information on additional potential funding sources for infrastructure improvements, in the "Capital Improvement Requirements and Financing" section;
  2. Allowing the Planning Director stronger oversight of the preparation of Environmental Impact Statement and Environmental Assessment documents, in the "Other Implementation Mechanisms" section; and
  3. Stating the County's discretion to require updating and resubmission of outdated documentation in land use applications, in the "Other Implementation Mechanisms" section.
- NO. 14-142 - COUNCILMEMBER GUZMAN, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.56, MAUI COUNTY CODE, RELATING TO MAYOR'S REPORT OF GIFTS AND DONATIONS".
- NO. 14-143 - COUNCILMEMBER GUZMAN, transmitting a proposed resolution entitled "PROPOSING AN AMENDMENT TO THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, ALLOWING THE COUNCIL TO REMOVE THE CORPORATION COUNSEL".

---

2. GENERAL COMMUNICATIONS:

NONE.

J. RESOLUTIONS - SECOND AND FINAL READING:

NO. 14-62 - "PROPOSING AN AMENDMENT TO SECTION 9-20 OF THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, PERTAINING TO THE AFFORDABLE HOUSING FUND"

K. ORDINANCES - SECOND AND FINAL READING:

BILL NO. 31 (2014) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO INTERGOVERNMENTAL AGREEMENTS FOR LOANS FROM THE STATE OF HAWAII'S WATER POLLUTION CONTROL REVOLVING FUND FOR VARIOUS WASTEWATER PROJECTS, FISCAL YEAR 2015 BUDGET ORDINANCE"

BILL NO. 32 (2014) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO INTERGOVERNMENTAL AGREEMENTS FOR LOANS FROM THE STATE OF HAWAII'S DRINKING WATER TREATMENT REVOLVING LOAN FUND FOR VARIOUS WATER PROJECTS, FISCAL YEAR 2015 BUDGET ORDINANCE"

BILL NO. 33 (2014) - "A BILL FOR AN ORDINANCE TO AMEND CHAPTER 2.68, MAUI COUNTY CODE, RELATING TO VOTER REGISTRATION DATA"

BILL NO. 34 (2014) - "A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE OF TWENTY-ONE MILLION EIGHT HUNDRED TWENTY-THREE THOUSAND DOLLARS (\$21,823,000) AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI FOR THE PURPOSE OF PROVIDING FUNDS TO PAY ALL OR A PART OF THE COST OF APPROPRIATIONS FOR PUBLIC IMPROVEMENTS OF AND FOR THE COUNTY OF MAUI; FIXING THE FORM, DENOMINATIONS AND CERTAIN OTHER FEATURES OF SUCH BONDS AND PROVIDING FOR THEIR SALE; AUTHORIZING THE DIRECTOR OF FINANCE TO DETERMINE CERTAIN DETAILS OF THE BONDS; AUTHORIZING THE ISSUANCE AND SALE OF A LIKE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE AND SALE OF SUCH BONDS; AND PROVIDING FOR OTHER ACTIONS RELATED TO THE ISSUANCE, SALE AND DELIVERY OF SAID BONDS"

---

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

- BILL NO. 35 (2014) - "A BILL FOR AN ORDINANCE DETERMINING THAT PART OF THE PROCEEDS OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI HERETOFORE ISSUED IS IN EXCESS OF THE AMOUNTS REQUIRED FOR THE PURPOSES FOR WHICH SUCH BONDS WERE INITIALLY ISSUED, OR MAY OR SHOULD NOT BE APPLIED TO THOSE PURPOSES, AND DIRECTING SUCH PROCEEDS TO OTHER PUBLIC IMPROVEMENTS OR AUTHORIZED PURPOSES OF THE COUNTY OF MAUI"
- BILL NO. 36 (2014) - "A BILL FOR AN ORDINANCE RELATING TO THE CAPITAL PROGRAM FOR THE FISCAL YEAR ENDING JUNE 30, 2015"
- BILL NO. 37 (2014) - "A BILL FOR AN ORDINANCE RELATING TO THE OPERATING BUDGET FOR THE COUNTY OF MAUI FOR THE FISCAL YEAR JULY 1, 2014 TO JUNE 30, 2015"
- BILL NO. 38 (2014) - "A BILL FOR AN ORDINANCE TO AMEND THE KIHEI-MAKENA COMMUNITY PLAN AND LAND USE MAP FROM AGRICULTURE TO PUBLIC/QUASI-PUBLIC FOR PROPERTY SITUATED AT KIHEI, MAUI, HAWAII, TAX MAP KEY NUMBER (2) 2-2-002:081 (POR.), FOR THE PROPOSED KIHEI HIGH SCHOOL"
- BILL NO. 39 (2014) - "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM AGRICULTURAL DISTRICT TO P-1 PUBLIC/QUASI-PUBLIC DISTRICT (CONDITIONAL ZONING) FOR PROPERTY SITUATED AT KIHEI, MAUI, HAWAII, TAX MAP KEY NUMBER (2) 2-2-002:081, FOR THE PROPOSED KIHEI HIGH SCHOOL"

**L. UNFINISHED BUSINESS:**

NONE.

**NOTE: ITEMS LISTED ON THE AGENDA MAY BE INSPECTED AT THE OFFICE OF THE COUNTY CLERK, 200 SOUTH HIGH STREET, WAILUKU, HAWAII, PRIOR TO THE MEETING DATE. PHOTOCOPIES MAY BE ORDERED, SUBJECT TO CHARGES IMPOSED BY LAW (MAUI COUNTY CODE, SECTION 2.64.010). PLEASE CONTACT THE OFFICE OF THE COUNTY CLERK TO MAKE ARRANGEMENTS FOR INSPECTION OR PHOTOCOPYING OF DOCUMENTS.**

**INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE SHOULD CALL THE OFFICE OF THE COUNTY CLERK AT 270-7748, AT LEAST THREE DAYS IN ADVANCE.**