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COUNCIL OF THE COUNTY OF MAUI

2014 SEP 12 PM 3: 27

A G E N D A

Regular Meeting of September 19, 2014
9:00 a.m.

OFFICE OF THE
COUNTY CLERK

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

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

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

ORAL OR WRITTEN TESTIMONY

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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.

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

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

A. ROLL CALL

B. OPENING REMARKS: COUNCILMEMBER G. RIKI HOKAMA

C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTIONS

E. CEREMONIAL RESOLUTIONS:

NO. _____ - "CONGRATULATING AND HONORING MAUI COUNTY COUNCILMEMBER RIKI HOKAMA ON HIS APPOINTMENT AS PRESIDENT OF THE NATIONAL ASSOCIATION OF COUNTIES"

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONY

G. MINUTES:

Regular Meeting of June 20, 2014
Special Meeting of June 23, 2014

H. COMMITTEE REPORTS:

NO. 14-110 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend the Fiscal Year ("FY") 2015 Budget by (1) increasing the estimated revenues for Carryover/Savings in the General Fund by \$150,000; and (2) adding a \$150,000 appropriation to the Department of Parks and Recreation, Administration Program, for a grant to Haiku Community Association for Kalakupua Playgrounds; and
2. **FILING** of communication.

NO. 14-111 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend the FY 2015 Budget by (1) increasing the Bond/Lapsed Bond Fund by \$7,145,582; and (2) adding a \$7,145,582 appropriation for Bond Funds under Countywide, Government Facilities, for the Maui Business Park II Land Acquisition project; and
2. **FIRST READING** of bill to amend the FY 2015 general obligation bond authorization ordinance by adding a \$7,145,582 appropriation under Countywide, Government Facilities, for the Maui Business Park II Land Acquisition project.

H. COMMITTEE REPORTS (continued):

NO. 14-112 - INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution to accept from the Harry and Jeanette Weinberg Foundation Incorporated the dedication of a sewerline easement situated along Front Street and Kenui Street in Lahaina, Maui, Hawaii, on property identified as TMK: (2) 4-5-008:001; and
2. **FILING** of communication.

NO. 14-113 - POLICY AND INTERGOVERNMENTAL AFFAIRS COMMITTEE:

Recommending **FILING** of correspondence dated August 11, 2014, from the Mayor, transmitting a proposed resolution entitled "APPOINTMENT OF A MEMBER TO THE COUNCIL ON AGING", because nomination was untimely.

NO. 14-114 - POLICY AND INTERGOVERNMENTAL AFFAIRS COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution to authorize the exchange of 0.652 acre of County-owned land with 0.630 acre of land owned by Alexander & Baldwin, LLC, for the realignment of Hansen Road;
2. **FILING** of Policy Committee Report 12-153; and
3. **FILING** of communication.

NO. 14-115 - POLICY AND INTERGOVERNMENTAL AFFAIRS COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill amending Chapter 3.48, Maui County Code, to provide that no more than two real estate agents or brokers shall serve as members of the Real Property Tax Review Board at any one time to accommodate a more balanced range of professions on the board; and
2. **FILING** of communication.

NO. 14-116 - POLICY AND INTERGOVERNMENTAL AFFAIRS COMMITTEE:

Recommending **ADOPTION** of resolution authorizing settlement of Claim 2014-1138-16 of Maui Electric Company, Ltd., for \$11,363.44.

With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

I. COMMUNICATIONS:

1. COUNTY COMMUNICATIONS:

- NO. 14-230 - ACTING CHIEF OF POLICE, informing of the receipt of \$7,000.00 in Forfeiture Funds from the U.S. Marshals Service.
- NO. 14-231 - DIRECTOR OF FINANCE, transmitting the Summary of Total Funded Indebtedness Outstanding and Unpaid as of July 1, 2014.
- NO. 14-232 - DIRECTOR OF FINANCE, informing that the detailed records and reports regarding County property for the period ending June 30, 2014, are available for inspection in the Department of Finance.
- NO. 14-233 - MAYOR, informing of a vacancy on the Cost of Government Commission due to the resignation of Yuki Lei Sugimura.
- NO. 14-234 - DIRECTOR OF WATER SUPPLY, transmitting copies of the Department of Water Supply's Monthly Source Report and Groundwater Use Report for the month ending August 2014.
- NO. 14-235 - MANAGING DIRECTOR, transmitting a proposed resolution entitled "ACCEPTING THE GRANT OF A LEASE FOR THE HAMOA BEACH SHOWER AREA, PURSUANT TO CHAPTER 3.44, MAUI COUNTY CODE".
- NO. 14-236 - ECONOMIC DEVELOPMENT DIRECTOR, transmitting the following proposed resolutions entitled:
 - 1. "AUTHORIZING THE FIRST AMENDMENT TO BATTERY LICENSE AGREEMENT, PURSUANT TO SECTION 3.40.180, MAUI COUNTY CODE"; and
 - 2. "AUTHORIZING THE FIRST AMENDMENT TO SVC LICENSE AGREEMENT, PURSUANT TO SECTION 3.40.180, MAUI COUNTY CODE".

2. GENERAL COMMUNICATIONS:

NONE.

J. RESOLUTIONS:

NONE.

K. ORDINANCES - SECOND AND FINAL READING:

- BILL NO. 61 (2014) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2015 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX A, PART I, GRANT REVENUE - SCHEDULE OF GRANTS BY DEPARTMENTS AND PROGRAMS, DEPARTMENT OF HOUSING AND HUMAN CONCERNS (PRIVATE DONATIONS)"

- BILL NO. 62 (2014) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2015 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX A, PART I, GRANT REVENUE - SCHEDULE OF GRANTS BY DEPARTMENTS AND PROGRAMS, OFFICE OF THE MAYOR (HAWAII STATE COMMISSION ON THE STATUS OF WOMEN)"

- BILL NO. 63 (2014) - "A BILL FOR AN ORDINANCE AMENDING SECTION 16.13.070, MAUI COUNTY CODE, RELATING TO SIGNS AUTHORIZED IN AIRPORT, HOTEL/RESORT, BUSINESS/COMMERCIAL, APARTMENT, AND INDUSTRIAL DISTRICTS"

- BILL NO. 64 (2014) - "A BILL FOR AN ORDINANCE AMENDING CHAPTER 8.34, MAUI COUNTY CODE, RELATING TO ALARM SYSTEMS AND FALSE ALARMS"

- BILL NO. 65 (2014) - "A BILL FOR AN ORDINANCE AMENDING SECTIONS 14.01.040 AND 14.12.030, MAUI COUNTY CODE, RELATING TO INFILL DEVELOPMENT"

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.