

ECONOMIC DEVELOPMENT, ENERGY, AGRICULTURE, AND RECREATION COMMITTEE

Council of the County of Maui

Meeting Agenda

Tuesday, December 2, 2014
1:30 p.m.

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/committees/EAR>

RECEIVED
2014 NOV 26 AM 10:31
OFFICE OF THE
COUNTY CLERK

VOTING MEMBERS

Don S. Guzman, Chair

Robert Carroll, Vice-Chair

Gladys C. Baisa

Elle Cochran

Stacy Crivello

Michael P. Victorino

Mike White

NON-VOTING MEMBERS

Donald G. Couch, Jr.

G. Riki Hokama

AGENDA ITEMS ARE SUBJECT TO CANCELLATION. For a confirmation of the meeting date and time, and for tentative scheduling of agenda items, please contact the Committee Staff (Sharon Brooks, Jordan Molina, or Pauline Martins) at: Office of Council Services, 200 South High Street, Wailuku, HI 96793, 808-270-7838, 1-800-272-0026 (toll-free from Molokai), 1-800-272-0098 (toll-free from Lanai), 808-270-7686 (fax).

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. These time limits may be modified pursuant to the Rules of the Council, provided a modification would apply equally to all testifiers and all items. 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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify. To ensure its distribution prior to the meeting, written testimony must be received in the Office of Council Services 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. If written testimony is submitted at the meeting site, 12 copies are requested to ensure distribution at the meeting.

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 Council Services 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.

INDIVIDUALS WHO INTEND TO ATTEND THE MEETING AND WHO HAVE DISABILITIES REQUIRING SPECIAL ASSISTANCE should call the Office of Council Services at least three days in advance.

DOCUMENTS ON FILE WITH THE COMMITTEE, which may include correspondence relating to the agenda items below, may be inspected prior to the meeting date. Photocopies may be ordered, subject to charges imposed by law (Maui County Code, Sec. 2.64.010). Please contact the Office of Council Services to make arrangements for inspection or photocopying of documents.

TO LEARN MORE ABOUT COUNCIL-RELATED ISSUES, tune in to Akaku: Maui Community Television.

MORE →

EAR-38 RESOLUTION URGING THE ADMINISTRATION TO ADOPT A UNIFIED DEFINITION OF AGRICULTURE

DESCRIPTION: The Committee is in receipt of County Communication 14-60, from Councilmember Don S. Guzman, transmitting a proposed resolution entitled “URGING THE ADMINISTRATION TO ADOPT A UNIFIED DEFINITION OF AGRICULTURE AND A SINGLE PROCESS TO VERIFY A PROPERTY’S AGRICULTURAL USE”. The purpose of the proposed resolution is to urge the administration to develop a single definition of agriculture and a single process for verifying agricultural uses to be applied by all applicable departments.

STATUS: The Committee may receive a presentation from an informal community agriculture working group. The Committee may also consider whether to recommend adoption of proposed resolution, with or without revisions. The Committee may also consider whether to recommend that County Communication 14-60 be referred to the Council Chair for the term beginning January 2, 2015, pursuant to Rule 23 of the Rules of the Council, or be filed, and other related action.

EAR-1(1) COMMITTEE’S PRIORITIES AND PROCEDURES; PRESENTATIONS FROM COUNTY ADMINISTRATIVE AGENCIES (ORIENTATION WORKSHOP BY THE DEPARTMENT OF PARKS AND RECREATION)

DESCRIPTION: Pursuant to Rule 7(B) of the Rules of the Council, the Committee intends to have an orientation workshop conducted by the Department of Parks and Recreation. The workshop may cover such topics as the Department’s permitting process and related matters.

STATUS: The Committee may receive a presentation from the Department of Parks and Recreation. No legislative action will be taken.

NOTE: THE COMMITTEE CHAIR MAY RECOMMEND THAT THE FOLLOWING COMMUNICATIONS BE REFERRED TO THE COUNCIL CHAIR FOR THE TERM BEGINNING JANUARY 2, 2015, PURSUANT TO RULE 23 OF THE RULES OF THE COUNCIL.

EAR-3 LEASE AND LICENSE OF COUNTY-CONTROLLED PARCELS TO FRIENDS OF MOKU‘ULA, INC. (LAHAINA)

DATE REFERRED REFERENCE
11/18/2011 CC 11-304

SUBJECT
Director of Parks and Recreation, with the following:

1. Proposed resolution entitled “AUTHORIZING THE CONTINUED OPERATION OF A PARKING LOT CONCESSION BY THE FRIENDS OF MOKU‘ULA, INC., PURSUANT TO THE FIRST AMENDMENT TO LEASE DATED MAY 1, 2003”; and

2. Proposed resolution entitled "AUTHORIZING THE CONTINUED OPERATION OF A PARKING LOT CONCESSION BY THE FRIENDS OF MOKU'ULA, INC., PURSUANT TO THE FIRST AMENDMENT TO LICENSE DATED MAY 1, 2003". (CC 13-6)

EAR-6 ALTERNATIVE ENERGY PRODUCTION

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
02/15/2013	MISC	County Clerk, referring the matter relating to alternative energy production.

EAR-11 COMMERCIAL OCEAN RECREATIONAL ACTIVITY FEES, FINES, AND PENALTIES

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
05/28/2013	MISC	County Clerk, reporting that on 05/28/2013, the Council referring the matter relating to commercial ocean recreational activity fees, fines, and penalties. (BF CR 13-59)

EAR-12 FEES AND DEPOSITS CHARGED FOR THE USE OF PARK FACILITIES

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
05/28/2013	MISC	County Clerk, reporting that on 05/28/2013, the Council referring the matter relating to the fees and deposits charged for the use of park facilities. (BF CR 13-59)

EAR-20 VENDOR LICENSES PURSUANT TO CHAPTER 5.12, MAUI COUNTY CODE

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
09/06/2013	CC 13-279	Councilmember Couch, referring the matter relating to vendor licenses pursuant to Chapter 5.12, Maui County Code.

EAR-22 LANDSCAPE PLANTING PLAN

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
10/18/2013	CC 13-325	Councilmember Guzman, referring the matter relating to the County landscape planting plan.

EAR-23 ECONOMIC DEVELOPMENT REVOLVING FUND

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
09/05/2014	CC 14-224	Councilmember Guzman, referring the matter relating to the Economic Development Revolving Fund.

EAR-29 PROPOSED NEW KAHULUI COMMUNITY CENTER FACILITY

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
12/20/2013	CC 13-399	Councilmember Guzman, referring the matter relating to a proposed new Kahului Community Center Facility.

EAR-32 UPCOUNTRY DOG PARK (MAKAWAO)

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
01/10/2014	CC 14-10	Councilmember White, referring the matter relating to the Upcountry Dog Park.

EAR-39 COUNTY'S OPEN DATA POLICY

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
03/25/2014	CC 14-78	Council Chair, referring the matter relating to an open data policy for the County of Maui.

**EAR-41 POTENTIAL REDESIGN OF THE SOUTH MAUI GYMNASIUM IN
KIHEI TO A MULTI-PURPOSE CENTER**

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
05/27/2014	MISC	Deputy County Clerk, referring the matter relating to a potential redesign of the South Maui gymnasium in Kihei to a multi-purpose center. (BF CR 14-60)

EAR-43 VOLUNTEER AGREEMENTS FOR PARK MAINTENANCE

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
05/27/2014	MISC	Deputy County Clerk, referring the matter relating to volunteer agreements for park maintenance. (BF CR 14-60)

EAR-44 MAUI COUNTY ARBORIST COMMITTEE, ARBORIST, AND LANDSCAPE PLANTING

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
06/06/2014	CC 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".
06/20/2014	CC 14-158	Councilmember Victorino, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE TO AMEND CHAPTER 12.24A, MAUI COUNTY CODE, TO TRANSFER THE POSITION OF ARBORIST FROM THE DEPARTMENT OF PARKS AND RECREATION TO THE DEPARTMENT OF MANAGEMENT".

EAR-46 KANAHA BEACH PARK RENOVATIONS (KAHULUI)

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
06/20/2014	CC 14-159	Councilmember Guzman, referring the matter relating to Kanaha Beach Park renovations.

EAR-48 INDUSTRIAL HEMP DEFINITION

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
08/19/2014	CC 14-213	Councilmember Couch, referring the matter relating to industrial hemp as defined in Act 56 (2014).

EAR-49 PRESERVING FAMILY FARMS BY DEFERRING A PORTION OF REAL PROPERTY TAX ON AGRICULTURAL-ZONED LAND

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
08/19/2014	CC 14-214	Councilmember Guzman, referring the matter relating to a rollback tax exemption for family subdivisions on agricultural-zoned land.

EAR-50 TOOLS TO ENCOURAGE AGRICULTURE SUSTAINABILITY

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
08/19/2014	CC 14-215	Councilmember Guzman, referring the matter relating to "Tools to Encourage Agriculture Sustainability".

EAR-51 ACT 183, SLH 2005, RELATING TO IMPORTANT AGRICULTURAL LANDS

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
09/05/2014	CC 14-225	Councilmember Guzman, referring the matter relating to ACT 183, SLH 2005 – Relating to Important Agricultural Land.

EAR-52 GRANT OF A UTILITY EASEMENT TO MAUI ELECTRIC COMPANY, LTD.

<u>DATE REFERRED</u>	<u>REFERENCE</u>	<u>SUBJECT</u>
11/07/2014	CC 14-276	Interim Director of Parks and Recreation, with proposed resolution entitled “AUTHORIZING THE GRANT OF A UTILITY EASEMENT TO MAUI ELECTRIC COMPANY, LIMITED, AND HAWAIIAN TELCOM, INC., PURSUANT TO CHAPTER 3.44, MAUI COUNTY CODE”.