

RECEIVED

COUNCIL OF THE COUNTY OF MAUI

2015 MAY 29 PM 3: 48

A G E N D A

Regular Meeting of June 5, 2015
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 may be allowed to speak for three minutes on each item. If approved by the presiding officer and announced prior to any oral testimony being taken, the testifier shall be allowed one minute to conclude the testimony on the item. No further oral testimony by the testifier on the item shall be permitted. An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.

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

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

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- A. ROLL CALL
- B. OPENING REMARKS: COUNCILMEMBER STACY CRIVELLO
- C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTIONS

E. CEREMONIAL RESOLUTIONS:

NONE.

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONY

G. MINUTES:

NONE.

H. COMMITTEE REPORTS:

NONE.

I. COMMUNICATIONS:

1. COUNTY COMMUNICATIONS:

NO. 15-161 - CHIEF OF POLICE, informing of the receipt of \$8,900.00 in Forfeiture Funds from the State Department of the Attorney General.

NO. 15-162 - COUNCIL CHAIR WHITE, relating to Councilmembers' report on the 2015 Western Interstate Regional Conference held in Kauai on May 20-22, 2015.

NO. 15-163 - COUNCIL CHAIR WHITE, transmitting a proposed resolution entitled "APPROVING THE HAWAII STATE ASSOCIATION OF COUNTIES OFFICERS, NOMINEES TO THE NATIONAL ASSOCIATION OF COUNTIES BOARD OF DIRECTORS AND NOMINEES TO THE WESTERN INTERSTATE REGION BOARD OF DIRECTORS FOR FISCAL YEAR 2016".

NO. 15-164 - COUNCILMEMBER HOKAMA, relating to amendments to the Fiscal Year 2016 Budget.

NO. 15-165 - COUNCIL CHAIR WHITE, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING TITLE 3, MAUI COUNTY CODE, RELATING TO SPECIAL IMPROVEMENT DISTRICTS".

1. COUNTY COMMUNICATIONS (continued):

- NO. 15-166 - DIRECTOR OF PUBLIC WORKS, transmitting a proposed resolution entitled "AUTHORIZING THE ACCEPTANCE OF REMNANT LOTS AT PUUKOLII ROAD, HANAKA OO, KAA NAPALI, LAHAINA, ISLAND AND COUNTY OF MAUI, STATE OF HAWAII", and related documents.
- NO. 15-167 - DIRECTOR OF PUBLIC WORKS, transmitting a draft bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 10.32.050, MAUI COUNTY CODE, RELATING TO ONE-WAY STREETS".
- NO. 15-168 - CHAIR, MAUI PLANNING COMMISSION, requesting consideration of repealing Chapter 19.65, Maui County Code, relating to Short Term Rental Homes, or establishing a moratorium on the issuance of new Short Term Rental Home permits.
- NO. 15-169 - CHIEF OF POLICE, transmitting a proposed resolution entitled "AUTHORIZING ACCEPTANCE OF A DONATION OF A MORPHOTRAK LIVESCAN MACHINE REPLACEMENT FOR THE KIHEI POLICE STATION FROM THE HAWAII CRIMINAL JUSTICE DATA CENTER TO THE COUNTY OF MAUI, DEPARTMENT OF POLICE, PURSUANT TO CHAPTER 3.56, MAUI COUNTY CODE".
- NO. 15-170 - CHIEF OF POLICE, transmitting a proposed resolution entitled "AUTHORIZING ACCEPTANCE OF A DONATION OF SIX APPLE IPAD AIR 16 GB TABLETS, INCLUDING CHARGERS AND COVERS, TO THE DEPARTMENT OF POLICE, COUNTY OF MAUI, FOR USE BY ITS CRISIS INTERVENTION TEAM, PURSUANT TO CHAPTER 3.56, MAUI COUNTY CODE".
- NO. 15-171 - COUNCIL VICE-CHAIR GUZMAN, relating to the matter of County policies relating to electric vehicles.
- NO. 15-172 - DIRECTOR OF FINANCE, transmitting a proposed resolution entitled "AUTHORIZING THE GRANT OF REAL PROPERTY TO MAUI MEMORIAL MEDICAL CENTER".
- NO. 15-173 - PRESIDING OFFICER PRO TEMPORE VICTORINO, relating to the County's processing of purchase orders.
- NO. 15-174 - COUNCILMEMBER BAISA, relating to amending Section 14.13.060, Maui County Code, dealing with the Upcountry water meter installation.

2. GENERAL COMMUNICATIONS:

NO. 15-4 - GRANT CHUN, VICE PRESIDENT, MAUI, A&B PROPERTIES, INC., submitting the 2015 Annual Compliance Report in accordance with Condition 19 of Ordinance No. 3559, change in zoning for the Maui Business Park Phase II.

NO. 15-5 - DAVID DANTES, M.D., relating to proposed amendments to Sections 19.64 and 19.65 of the Maui County Code, and related documents.

J. RESOLUTIONS:

NONE.

K. ORDINANCES - SECOND AND FINAL READING:

BILL NO. 28 (2015) - "A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2015 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES – SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2015, ECONOMIC DEVELOPMENT REVOLVING FUND"

BILL NO. 29 (2015) - "A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2015 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES – SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2015, ECONOMIC DEVELOPMENT REVOLVING FUND"

BILL NO. 30 (2015) - "A BILL FOR AN ORDINANCE TO ESTABLISH AN UPCOUNTRY WATER SYSTEM EXPANSION CAPITAL IMPROVEMENT RESERVE FUND"

BILL NO. 31 (2015) - "A BILL FOR AN ORDINANCE TO ESTABLISH A COUNTYWIDE SEWER CAPITAL IMPROVEMENT RESERVE FUND"

BILL NO. 32 (2015) - "A BILL FOR AN ORDINANCE AMENDING SECTION 3.24.030, MAUI COUNTY CODE, RELATING TO MOTOR VEHICLE WEIGHT TAX"

BILL NO. 33 (2015) - "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 2016 BUDGET ORDINANCE"

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

BILL NO. 34 (2015) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT FOR A LOAN FROM THE STATE OF HAWAII'S DRINKING WATER TREATMENT REVOLVING LOAN FUND FOR THE IAO WATER TREATMENT FACILITY REPLACEMENT, WAILUKU-KAHULUI COMMUNITY PLAN AREA, FISCAL YEAR 2016 BUDGET ORDINANCE"

BILL NO. 35 (2015) - "A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE OF TWENTY-FOUR MILLION SEVEN HUNDRED EIGHTY-TWO THOUSAND THREE HUNDRED SEVENTY-TWO DOLLARS (\$24,782,372) 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"

BILL NO. 36 (2015) - "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. 37 (2015) - "A BILL FOR AN ORDINANCE RELATING TO THE CAPITAL PROGRAM FOR THE FISCAL YEAR ENDING JUNE 30, 2016"

BILL NO. 38 (2015) - "A BILL FOR AN ORDINANCE RELATING TO THE OPERATING BUDGET FOR THE COUNTY OF MAUI FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016"

BILL NO. 39 (2015) - "A BILL FOR AN ORDINANCE TO AMEND THE MOLOKAI COMMUNITY PLAN AND LAND USE MAP FROM AGRICULTURE TO PUBLIC/QUASI-PUBLIC FOR PROPERTY SITUATED AT HOOLEHUA, MOLOKAI, HAWAII, TAX MAP KEY NUMBER (2) 5-2-015:001 (POR.), FOR THE MOLOKAI HIGH SCHOOL"

- BILL NO. 40 (2015) - "A BILL FOR AN ORDINANCE TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION FROM AGRICULTURAL TO URBAN (CONDITIONAL BOUNDARY AMENDMENT) FOR PROPERTY SITUATED AT HOOLEHUA, MOLOKAI, HAWAII, TAX MAP KEY NUMBER (2) 5-2-015:001 (POR.), FOR THE MOLOKAI HIGH SCHOOL"
- BILL NO. 41 (2015) - "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM INTERIM DISTRICT TO P-1 PUBLIC/QUASI-PUBLIC DISTRICT FOR 16.654 ACRES AND FROM AGRICULTURAL DISTRICT TO P-1 PUBLIC/QUASI-PUBLIC DISTRICT FOR 4.410 ACRES SITUATED AT HOOLEHUA, MOLOKAI, HAWAII, FOR THE MOLOKAI HIGH SCHOOL"
- BILL NO. 42 (2015) - "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM URBAN RESERVE DISTRICT TO B-CT COUNTRY TOWN BUSINESS DISTRICT (CONDITIONAL ZONING) FOR PROPERTY SITUATED AT LANAI CITY, LANAI, HAWAII, FOR THE PROPOSED OLD LANAI POLICE STATION/COURTHOUSE BUILDING"
- BILL NO. 43 (2015) - "A BILL FOR AN ORDINANCE TO AMEND THE KIHEI-MAKENA COMMUNITY PLAN AND LAND USE MAP FROM AGRICULTURE TO HEAVY INDUSTRIAL FOR PROPERTY SITUATED AT PULEHUNUI, DISTRICT OF WAILUKU, MAUI, HAWAII, TAX MAP KEY NUMBER (2) 3-8-008:019, FOR THE PROPOSED PUUNENE HEAVY INDUSTRIAL SUBDIVISION"
- BILL NO. 44 (2015) - "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM AGRICULTURAL DISTRICT TO M-3 RESTRICTED INDUSTRIAL DISTRICT (CONDITIONAL ZONING) FOR PROPERTY SITUATED AT PULEHUNUI, DISTRICT OF WAILUKU, MAUI, HAWAII, TAX MAP KEY NUMBER (2) 3-8-008:019, FOR THE PROPOSED PUUNENE HEAVY INDUSTRIAL SUBDIVISION"

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.