

HOUSING, HUMAN SERVICES, AND TRANSPORTATION COMMITTEE

Council of the County of Maui

MINUTES

July 23, 2015

Council Chamber, 8th Floor

CONVENE: 1:31 p.m.

PRESENT: VOTING MEMBERS:
Councilmember Stacy Crivello, Chair
Councilmember Robert Carroll
Councilmember Don Couch
Councilmember Riki Hokama

EXCUSED: VOTING MEMBERS:
Councilmember Gladys C. Baisa, Vice-Chair
Councilmember Don S. Guzman
Councilmember Michael P. Victorino

STAFF: Carla Nakata, Legislative Attorney
Clarita Balala, Substitute Committee Secretary

Tina Thompson, Executive Assistant, assisting Molokai Council Office (via telephone conference bridge)

Denise Fernandez, Council Aide, Lanai Council Office (via telephone conference bridge)

Dawn Lono, Council Aide, Hana Council Office (via telephone conference bridge)

ADMIN.: Jo Anne Johnson Winer, Director, Department of Transportation
Marc Takamori, Deputy Director, Department of Transportation
Janice Shishido, Deputy Director, Department of Housing and Human Concerns
Sananda Baz, Budget Director, Office of the Mayor
Jeffrey Ueoka, Deputy Corporation Counsel, Department of the Corporation Counsel

Seated in the gallery

Linden Joesting, Deputy Corporation Counsel, Department of the Corporation Counsel

Mark Walker, Deputy Director, Department of Finance

Ruth Griffith, Senior Services Division Administrator, Department of Housing and Human Concerns

OTHERS: Mike Moran
Jerleen Bryant, Chief Executive Officer, Maui Humane Society
Additional attendees (2)

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PRESS: *Akaku--Maui County Community Television, Inc.*

CHAIR CRIVELLO: *... (gavel) ...* Good afternoon. The meeting of the Housing, Human Services, and Transportation Committee will now come to order. It is 1:31 p.m. on Thursday, July 23, 2015. Before we begin, may I please request that we all turn off or silence our cell phones or any other noise-making devices. At this time, I'd like to introduce our Committee members. We are at bare quorum. Raise your hand if you need any kind of excuse and we'll make a recess for that. So at this time I'd like to introduce Member Bob Carroll.

COUNCILMEMBER CARROLL: Good afternoon, Chair.

CHAIR CRIVELLO: Good afternoon. Thank you for being here. Member Don Couch.

COUNCILMEMBER COUCH: Aloha and good afternoon, Chair.

CHAIR CRIVELLO: Aloha. Member Riki Hokama.

COUNCILMEMBER HOKAMA: Madam Chairman.

CHAIR CRIVELLO: Aloha. At this time, our Committee Vice-Chair, Gladys Baisa, is excused, Member Don Guzman is also excused and Member Mike Victorino. At this time also I'd like to introduce our representatives from the Administration. Jan Shishido, Deputy Director of Housing and Human Concerns in the gallery, Jo Anne Johnson Winer, Director of Transportation, Marc Takamori, Deputy Director of Transportation, and Jeffrey Ueoka, Deputy Corporation Counsel. With us from our Committee Staff, Clarita Balala, Committee Secretary, and Carla Nakata, Legislative Attorney. Members, we have several items on the agenda today. And I am Stacy Crivello, your Chair for this Committee. So let's get started with public testimony. I'd like to, at this time, start with the assistance from our District Offices. Assisting us this afternoon from the Hana District Office is Dawn Lono.

MS. LONO: Good afternoon, Chair. This is Dawn Lono at the Hana Office.

CHAIR CRIVELLO: And from the Lanai District Office is Denise Fernandez.

MS. FERNANDEZ: Good afternoon, Chair. This is Denise Fernandez on Lanai.

CHAIR CRIVELLO: And from the Molokai District Office, we have Tina Thompson.

MS. THOMPSON: Aloha, Chair. This is Tina Thompson at the Molokai Office.

CHAIR CRIVELLO: I would like to go back to our District Office before calling on public testimony from the Chambers. Hana District, do you have any testifiers?

MS. LONO: The Hana Office has no one waiting to testify, Chair.

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CHAIR CRIVELLO: Thank you. Lanai District Office, any testifiers?

MS. FERNANDEZ: There is no one waiting to testify on Lanai.

CHAIR CRIVELLO: Thank you. And from the Molokai District Office, any testifiers?

MS. THOMPSON: The Molokai Office has no one waiting to testify.

CHAIR CRIVELLO: Thank you, District Offices. So at this time, if you do have any testifiers that come in, do e-mail our Staff here. So for individuals who'll be testifying in the Chamber, please sign up at the desk located in the 8th floor lobby, just outside the Chamber door. If you will be testifying from our remote testimony location, as specified on the meeting agenda, please sign up with the Council Staff at that location. Testimony will be limited to the items listed on the agenda today. Pursuant to the Rules of the Council, each testifier will be allowed to testify for up to three minutes per item, with one minute to conclude, if requested. When testifying, please state your name and the name of any organization you are representing. I shall, we shall now call the first testifier.

MS. NAKATA: Madam Chair, the first testifier is Mike Moran. He'll be testifying on HHT-19.

CHAIR CRIVELLO: Thank you.

. . .BEGIN PUBLIC TESTIMONY. . .

MR. MORAN: Aloha, Chair Crivello, and HTT [sic] Committee members. Mike Moran as a resident concerned with our County creatures with no voice and no vote, and I want to tip my hat to Councilmember Don Couch, a personal favor. Mahalo for examining this mystery fund. Why is this Animal Management Fund, why do I call it a mystery? Well to start, what does animal management mean legally? I see no definition in MCC 3.84. If we do not know what it means, how can a reasonable decision be made for distributing the funds? It seems the fund is built by fees charged of those who have dogs in their homes. So does that restrict the use of the fund to only dogs? Seemingly not or it would be the dog management fund. So we guess it's meant for management of all County animals. Perhaps as an initial step, you would agree on a definition of animal management and then decide what this fund is for specifically. I'll offer one suggestion for use of these funds which is needed and pono. After a few years, I believe we are all familiar with the Valley Isle Animal Rescue. *The Maui News* had an extensive article about this Upcountry wife and husband team last month. They are the ones our Police Department calls when animal emergencies occur in the middle of the night and who perform this service at no expense to the government, to the County government, or any other. So, for example, I call MPD at 1:00 p.m. because there's a dog on my street struck by a hit-and-run driver and severely injured. The Police Department is not in animal management, the animal management business, so they call Dennis and Suzanne to take care of this creature

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in distress, seemingly because there is no one else to call. Is this animal management? Until you have a better definition, this sounds like the best use of these funds. And just as a disclaimer, I'm in no way affiliated with VIAR, as we call them, Valley Isle Animal Rescue, or any other animal welfare group, although I know the vast majority of people who do this work. Mahalo.

CHAIR CRIVELLO: Thank you. Members, any comments, questions or rephrasing for the testifier? If not, thank you, Mr. Moran.

MR. MORAN: Mahalo.

MS. NAKATA: Madam Chair, no one else has signed up to testify in the Chamber.

CHAIR CRIVELLO: Thank you. I will finalize by checking with our District Offices again. Ms. Lono, is there anyone wishing to provide testimony from the Hana District Office?

MS. LONO: . . .*(no response)*. . .

CHAIR CRIVELLO: Ms. Fernandez?

MS. FERNANDEZ: There is no one waiting to testify on Lanai.

CHAIR CRIVELLO: Thank you. Ms. Thompson?

MS. LONO: There's no one waiting to testify in Hana.

CHAIR CRIVELLO: Molokai? Is there anyone wishing to provide testimony from the Molokai District Office?

MS. THOMPSON: There is no one waiting to testify on Molokai.

CHAIR CRIVELLO: Thank you. Members, as there are no further individuals in the Council Chamber or District Offices wishing to testify, without objection, I will now close public testimony.

COUNCILMEMBERS: No objections.

. . .END OF PUBLIC TESTIMONY. . .

ITEM HHT-12: AUDIT OF THE DEPARTMENT OF TRANSPORTATION'S FEDERAL REPORTING REQUIREMENTS (MISC)

CHAIR CRIVELLO: Members, we have three items on the agenda this afternoon. The Audit of the Department of Transportation Federal Reporting Requirements, Animal Management Revolving Fund and the Kaunoha Senior Services Leisure Program Activities Revolving Fund. So, Members, we'll start with HHT-12 and with us for

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resource, we have Marc Takamori and Jo Anne Johnson Winer, our Deputy Director, as well as the Director of Transportation. The Committee is in receipt of a Miscellaneous Communication dated May 28, 2015, from the County Clerk, referring the matter relating to an audit of the Department of Transportation's Federal reporting requirements. At this time, I'd like to allow the Department of Transportation to provide an overview of the requirements and audit. Members, you should have a handout, which is in your binder. Department?

MS. WINER: Yes, Madam Chair. Because of the fact that Marc Takamori has been working very closely on this reporting with our Assistant, Diane Yogi, I'm going to turn this over to him so that he can give an explanation of what is actually taking place. Thank you.

CHAIR CRIVELLO: Thank you. Mr. Takamori?

MR. TAKAMORI: Good afternoon, Committee Chair Crivello and County Councilmembers. Thank you for having us today to come before you to discuss the Federal reporting requirements to the National Transportation Database. To provide some history, as a result of the 2010 Census, the Census Bureau has identified the combined area of Kahului, Wailuku, Waikapu, Waihee and Paia as a new urbanized area with a population of at least 50,000. This designation affects how the Federal transit funding under Section 5307 is awarded. Under the current law, in order to receive funding through this and other Federal transportation funding programs, the County, working in collaboration with the State, needs to develop a metropolitan planning organization. As a result, in order for the County to access the urbanized area Federal funds, this required our Department to start reporting directly to the National Transit Database. The Urbanized Area Formula Program is FTA's largest grant program that provides funding to the nation's major transit systems for capital, operation and planning assistance. All recipients and beneficiaries of formula grants are required to report operating expenses and transit service characteristics, such as annual miles traveled or number of passengers type of data to FTA through its National Transit Database or also known as NTD. FTA uses NTD's data as a basis for distributing over 63 percent or over \$3 billion of formula grant funds annually. NTD was set up to help meet the needs of individual public transportation systems, the U.S. government, state and local governments, and the public for information on which to base public transportation service planning. The Secretary of Transportation shall maintain a reporting system using uniform categories to accumulate public transportation financial and operating information and using a uniform system of accounts. In order to maintain a reporting system that works for the FTA, they require transit agencies to contract for an annual independent auditor who reviews their financial and transit service characteristics' data before it is reported to the National Transit Database. FTA defines, and the independent auditors and transit agencies agree, to a specific set of procedures that allows the auditor to make assurances about data collection, supervision and record retention. These reviews are intended to assist the transit agencies' chief executive officers in certifying that the data are accurate and meets the Federal reporting requirements. We have received several proposals by various independent auditors and have chosen to work with Conrad LLP. They will be

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performing the Department's first NTD audit for the data collected during the 2014 Fiscal Year. Attached in the handouts provided is their technical approach, which is basically what is required and outlined by NTD. When reviewing some of the tasks within the packet, you will notice that some tasks may not be relevant as we don't provide chartered bus service, rail, or fixed guide way services. So just keep in mind that this audit that will be performed is not a performance-based audit but more of a data-based audit. This audit will look at how data is gathered and reported for our Maui Bus fixed-route service, ADA paratransit service, commuter service and our Human Services Transportation Program. So that was kind of just a brief overview of what we're going through with this audit. And if you have any questions in regards to what I have mentioned or in the packet, you can ask your questions.

CHAIR CRIVELLO: Thank you. Thank you, Mr. Takamori. Members, any questions or comments to further the discussion with the Department of Transportation Federal reporting requirements?

COUNCILMEMBER HOKAMA: Chair?

CHAIR CRIVELLO: Yes.

COUNCILMEMBER HOKAMA: Can I have Marc again to go through the various communities please? You mentioned Paia, Waikapu. Could you go over that list please, once more?

CHAIR CRIVELLO: Mr. Takamori?

MR. TAKAMORI: Yes. The combined areas of Kahului, Wailuku, Waikapu, Waihee and Paia. We do have a map. It's not part of the packet but if you want us to forward you a copy of the map that they've drawn out, we can easily do that.

COUNCILMEMBER HOKAMA: Yeah, I would ask the Committee to put forth to the Department that --

CHAIR CRIVELLO: Ok, Staff will take note.

COUNCILMEMBER HOKAMA: --document please.

CHAIR CRIVELLO: Thank you. Any further questions or comments?

COUNCILMEMBER HOKAMA: Yeah, Chair, for me, and I know what the Department is doing, they're going through requirements now. But I would just say from my position, I just find it interesting how the Federal government draws circles --

UNIDENTIFIED SPEAKER: Right.

COUNCILMEMBER HOKAMA: --on what they choose to, consider, to urbanize or is urbanized, because in my mind, the way I understand going through our General Plan and existing community plans, Paia, Waihee, Waikapu had different ideas of what they

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thought their planning future was going to be. So I just bring this up because one governmental level is looking at us in one way and yet our own people, or our own local governance documents of community planning views their future quite differently. And so we're going to need, eventually, to come to some kind of, I guess we gotta do, correction or somehow because the two is, might not be in sequence. They might be more conflicting than complementing each other and I know the Director is aware of what I'm talking about so I appreciate that. I just find it, you know, for me, quite disturbing that again, this type of governance by, this pyramid governance that I feel is kind of dysfunctional. Again, you know, it disturbs me how we have to work this to get Federal dollars.

CHAIR CRIVELLO: Right.

COUNCILMEMBER HOKAMA: And, you know, I'll be happy to do what we can with the Department but I have to say, from a planning standpoint, this is not where we want to go with those communities, not with the existing community plans. And, again, maybe, at some future, you might want Planning to weigh in, Chair, on how Planning might wanna assist us in making sure we move forward in the right manner.

CHAIR CRIVELLO: I believe so, with trying to identify how they determine the Census tracts in this, right. Yes, Director?

MS. WINER: Yes, and we posed, that was the first question that we posed because it seemed that it didn't fit with any rational planning or paying any attention to the area that were actually being looked at. So when we posed the question, basically to the Federal Transportation Administration, Federal Highways Administration, we were told, and I have, you know, on a good authority, that the Census Bureau cannot, we had no right because we asked them, could we challenge this? And the Census Bureau, from what we were advised, they were set, they were going to do it this way and they felt that somewhere down the line as these communities grew, during the next Census, that it would give us more flexibility and the opportunity to utilize monies, you know, throughout a wider range. And that is why, I gather, the U.S. Census Bureau made this determination and the FTA and the Federal Highways Administration were not consulted, nor were we. So if you have some special link to the powers that be that would be wonderful because we did not understand it either. But that was exactly what was explained to us when we seemed to really be very puzzled about this mapping and how it was actually achieved.

COUNCILMEMBER HOKAMA: Thank you, Director.

MS. WINER: Yes.

CHAIR CRIVELLO: Mr. Couch?

COUNCILMEMBER COUCH: Thank you, Madam Chair. And I echo Mr. Hokama's sentiments. We had this discussion in my Committee about metropolitan planning organizations, last term I believe it was, and at that time I was all ready to say what

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can we do to fight this, and it's my understanding, I thought you had said that we get an opportunity to get more money if we do go through this metropolitan planning organization versus what we had been doing as a rural setup. So I just wanted to double check that because I agree with Mr. Hokama, I think this is a stretch to put, throw Paia and Waihee and Waiehu in there too.

MS. WINER: You are correct. I, you know, from our understanding, and we're happy to bring forward, you know, another discussion and another venue about where we are on the MPO, but basically our information, everything that we have gathered, we came to the ultimate conclusion that to follow, you know, even the reporting requirements, because we are an urban zone area, only if we were taking no Federal funds whatsoever, you know, in I guess entire Maui County, would we be exempt from this requirement. So I'm talking about the National Transportation Database reporting requirement. So, you know, for us, we asked the same questions, we had the same verification but there still is funding tied directly to this both for the Federal Highways Administration monies from Public Works that they get for the roadways in this area, urban zone area, and there's also funding attached for transit in that same area.

COUNCILMEMBER COUCH: Thank you.

CHAIR CRIVELLO: Thank you. Thank you. Any further questions or comments? So just for clarification, we do, and if you were to compare the change of Census tract maybe to rural and how we have it as urbanized, we get more for the buck on being urban or metro? Yeah.

MS. WINER: Yes. We would be eligible for other formula funds in the urban zoned area, which we would then share in a split between City and County and the County of Maui.

CHAIR CRIVELLO: Okay, thank you. Mr. Takamori, what is the anticipated start date for this audit and do you have an estimated cost? I don't see that with the proposal.

MR. TAKAMORI: Yes, I do. We will be starting fairly soon. What, the deadline for us to submit this report back to NTD is, I believe, October.

CHAIR CRIVELLO: Okay.

MR. TAKAMORI: So that's when it should be completed or that's our absolute deadline.

CHAIR CRIVELLO: Okay.

MR. TAKAMORI: And basically the costs that we received were between 30,000 to \$45,000 and we were able to bring the cost down to 25,000.

CHAIR CRIVELLO: Okay. Thank you. So I am going to be, with the understanding that upon completion, the Department will transmit a copy of the report to the Committee.

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Thank you. Any more questions or comments? I have no legislative action to take. So at this ...

COUNCILMEMBER HOKAMA: Chair?

CHAIR CRIVELLO: Yes.

COUNCILMEMBER HOKAMA: We, you do the single audit anyway, yeah, on an annual basis? So what is the main difference that this audit is going to ask you to provide that we're not currently providing with that annual report? What is the additional information that this database audit requires that our annual single audit to the Feds doesn't provide them?

MS. WINER: That's just basically how we gather the information because we do purchase transportation with Roberts and Maui Economic Opportunity. What we do, I mean when we send in a report and it has certain figures, there's no mechanism currently because, you know, we just don't have that in place to track every single thing on a, I guess it would be a software report. So what this audit does though is that even if we are gathering the data manually, the auditor will physically go out to Roberts, they will physically go out to MEO and they will come to our Department to make sure how we are gathering that data, how we're putting it together, that we're not fudging numbers. And it's the accuracy of that data that actually determines how much money we would be able to get as a small urban zone area. So that's why there's a standard set, which Marc described, of how that data is actually collected. And so they want to verify that we're doing it in the proper way in accordance with all the Federal regulations. The single audit looks more at the fiscal side as opposed to really looking at how we're putting those numbers in. They do look at some of it but not in the same way and not with the same standards that the Federal government would be looking at it.

COUNCILMEMBER HOKAMA: Okay, we'll see how they perform for you. Thank you.

MS. WINER: Thank you for, you know --

CHAIR CRIVELLO: Thank you.

MS. WINER: --at least hearing what we have as terms of challenges.

CHAIR CRIVELLO: Thank you. Members, if there are no further discussion, I'd like to thank the Transportation Department for being here, and we have no legislative action to be taken. So if there are no objections, I'd like to defer the item.

COUNCILMEMBERS: No objections.

CHAIR CRIVELLO: Thank you.

MS. WINER: Thank you.

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COUNCILMEMBERS VOICED NO OBJECTIONS (excused: GCB, DG, and MPV).

ACTION: DEFER.

ITEM HHT-19: ANIMAL MANAGEMENT REVOLVING FUND (MISC)

CHAIR CRIVELLO: Next on the agenda is HHT-19, Animal Management Revolving Fund. With us this afternoon is our resource personnel, Jan Shishido, Deputy Director of Housing and Human Concerns, and Sandy Baz, Budget Director. The Committee is in receipt of a Miscellaneous Communication, dated May 28, 2015, from the County Clerk, referring the matter relating to the Animal Management Program. This afternoon the Committee may evaluate strategies that may enable the fund to be self-sufficient in supporting the Animal Management Program. A copy of Chapter 3.84, Maui County Code, and Appendix A-2 of the Fiscal Year 2016 Budget is provided for your reference. At this time, I'd like to allow the Department, as well as Mr. Baz, to provide comments on the fund. Ms. Shishido? Mr. Baz?

MS. SHISHIDO: Good afternoon, Chair Crivello --

CHAIR CRIVELLO: Good afternoon.

MS. SHISHIDO: --and Councilmembers. Jan Shishido, Deputy Director, Housing and Human Concerns. Aloha.

CHAIR CRIVELLO: Aloha.

MS. SHISHIDO: I just wanted to, first of all say, really wanted to say that, how I miss Director Ridaao.

CHAIR CRIVELLO: We all do.

MS. SHISHIDO: We all do. And also that this is a much better subject for me to talk about than housing so. So I will hand it over to Budget Director Baz for his opening comments.

MR. BAZ: Good afternoon, Chair and Members. Sandy Baz, Budget Director. I believe a balance was passed out to you showing that the July 1st fund balance for the Animal Management Revolving Fund is \$218,558, and I also have some backup information about the different revenues and expenditures if you're interested in those. And the Animal Management Program is partly funded by this revolving fund. It has, in the past, been funded for mostly equipment and, you know, one-time expenditures out of this fund for the Animal Management Program that's run by the Maui Humane Society. There was, I forget, a number of years ago that there was a portion of the operating funds that were spent out of it, as well as Fiscal Year '16, the Council adopted an appropriation of \$150,000 out of this Animal Management Program, excuse me, out of this Animal Management fund for the Animal Enforcement Program. So

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that will again deplete this program significantly since the, just, the receipts for last year were around, \$66,000 in receipts for last year. So if the Council's looking to make this self-sufficient, then we're going to have to be looking at maybe other types of licenses, not just dogs, and possibly the fee structure itself, depends on how self-sufficient you'd like to make this, yeah. But, Madam Chair, thank you for the opportunity and we're here to answer any questions.

CHAIR CRIVELLO: Thank you. Members, any questions or further discussion or comments for our personnel here? Mr. Hokama?

COUNCILMEMBER HOKAMA: Well, let me just state that I always had dogs so always had one dog license. And then I found out only people like us who had dogs had dog license requirements. I don't know why we don't see anybody that maintains a pet is not required to have one license. If we talk about revenue generation or say database in case we get lost animals as part of one system through the license, you can notify enforcement, you can notify veterinarians of a potential valued pets or animals of families. So I'm with the Budget Director, I think there's opportunities to make more money for this fund and to use this fund for appropriate uses, Chair. You know, we had this revolving fund for, I don't know, I can remember from the '60s so it's been around a long time. But that's what I'm willing, I'm open to, Chair. I'm willing to have other pet owners participate in fees and licensings and helpful for the program, you know. I don't know how much the Department had to ante up for the last scare we had with the felines, the issue with the cats, stray cats, and how much the vets had to go out and ensure public safety regarding that incidence. So again, there's uses for the money, Chair. So I'm open to new ideas.

CHAIR CRIVELLO: I think that's something our Committee can take up further discussion to see how we want to work with the Department to see if we can come up with some sort of plan or process on that.

MR. BAZ: Madam Chair, thank you, and I appreciate that, Member Hokama, for that discussion. You know, as the testifier mentioned, you know, there's no real definition of animal management or for pet necessarily. I mean, you know, pets could be all kinds of different things from, yeah, or dogs and cats to horses. We have a definition for pet? Ah, we do have a definition for pet.

COUNCILMEMBER COUCH: Oh, we do?

MR. BAZ: Our fast attorney over here. 'Cause I was thinking, you know, even fish too. We have all those aquarium collections that, you know, we have a problem on the other end of things that may be --

COUNCILMEMBER COUCH: Oh, yeah, we do.

MR. BAZ: --you know, resolved as well. So I, you know, it's an interesting discussion, but 6.04 defines pet.

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COUNCILMEMBER COUCH: I found it, Madam Chair.

CHAIR CRIVELLO: Shall we have Mr. Ueoka read it out for us?

COUNCILMEMBER COUCH: I think he can't find it yet.

MR. UEOKA: Pet animal means a dog, cat, domesticated rabbit, guinea pig, domesticated pig, or caged birds--there are some scientific names there that I cannot pronounce--so as long as not bred for consumption. It's under 6.04, that's the Animal Control. Thank you.

CHAIR CRIVELLO: Thank you.

MR. BAZ: So, yeah, very good. And then, you know, animal management is, I guess, something we need to figure out. There's also a little bit of a discrepancy in the rates and fees. I thought we had revised that during this Budget deliberations but it didn't get finalized, I guess. But in the General Fund, it shows some animal shelter revenue but in the Chapter 3.84 it does specifically say that fees collected shall be deposited in the Animal Management Revolving Fund. So, and that is currently, I did do some checking, that is currently where all of the fees are being deposited, into the Animal Management Revolving Fund, so I did clarify that.

CHAIR CRIVELLO: Mr. Ueoka?

MR. UEOKA: Thank you. I actually will comment for once. This one's kind of difficult. I've assisted with this a few times and the difficulty is that it's, the way it's structured is it's a contract grant type agreement with a non-County entity to do our animal control stuff. So it's a little, there's a little bit of a disconnect sometimes. For instance, like even our office, we only advise County agencies so we have a hard time when we get calls from the Humane Society and we want to help but it's a little difficult based on our charge in the Charter. So it's a whole bunch of things, so it would be excellent to have like a overall overview of this whole program, the 6.04 along with this Animal Management Revolving Fund and the agreement with the Humane Society and the new organizations, everything, would be really nice to look at. I know Mrs. Baisa helped us get some revisions to the Animal Control language and that was very helpful but there's always more to be done. Thank you, Chair.

CHAIR CRIVELLO: Thank you. Mr. Couch?

COUNCILMEMBER COUCH: Thank you, Madam Chair. And seeing that we have that list, I don't see, I agree with Mr. Hokama, that might be something, why is it only dogs that get licensed, especially since we've got all the feral cat issues and cat issues in general? Don't know that we have too many, as a matter of fact, are even guinea pigs allowed in the State?

MR. BAZ: Oh, yeah.

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COUNCILMEMBER COUCH: It's just, you know, it, why is it just left to the dogs?

CHAIR CRIVELLO: I think that's something we need to ...

COUNCILMEMBER COUCH: Yeah, I think we need to --

CHAIR CRIVELLO: Yeah.

COUNCILMEMBER COUCH: --pursue that.

CHAIR CRIVELLO: Yeah, I think we need to pursue that coming from the Committee. So you have other fees, though. Are all fees relating to the animal management deposit into this revolving fund?

MR. BAZ: Madam Chair, I believe so. We get fees from, the Department of Motor Vehicles provides sale of dog licenses and so we receive those individually into our system, and then quarterly we get deposits from the Maui Humane Society for adoptions as well as licensing. I think those are...and then they also have some boarding collections that we're collecting as well. And we do have the CEO of Maui Humane Society here if you'd like further clarification of that as well.

CHAIR CRIVELLO: Members, do we need to inquire further with the Maui Humane Society?

COUNCILMEMBER HOKAMA: Chair, I would like comment please since they can collect money for impounds, redemptions--I don't know how you do redemptions so I would like to find out. And adoptions, what kind of a fee structure they have or can we help them institute one?

CHAIR CRIVELLO: Thank you. May I ask you if you could come down? Thank you for being here. If you could introduce yourself and who you represent?

MS. BRYANT: Good afternoon. My name's Jerleen Bryant, CEO with Maui Humane Society, Committee Chair Crivello and Councilmembers. I had no plans to speak today so I have nothing with me. So hopefully I will have the information off the top of my head that you're requesting.

CHAIR CRIVELLO: Thank you. Mr. Hokama?

COUNCILMEMBER HOKAMA: So, Ms. Bryant, understanding the situation we're into this afternoon, can you tell us currently what is your fee structure, if any, regarding impounds --

MS. BRYANT: Okay.

COUNCILMEMBER HOKAMA: --redemptions, adoptions --

MS. BRYANT: Okay.

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COUNCILMEMBER HOKAMA: --pickups?

MS. BRYANT: So the adoptions, eight, our adoption fees vary and we offer adoption promotions, it depends on if the animal is a senior animal versus a puppy versus a highly desirable breed. However, across the board, \$8 from every adoption goes towards the Animal Management Fund. All dog licensing fees that we collect, 100 percent of those fees go to the Animal Management Fund. We put quite a bit of effort into educating people that they need to license their animals. Every year we send out in the mail about 4,000 renewal letters to the community for people whose animals are up for renewal. So 100 percent of those fees are deposited into the Animal Management Fund. Additionally, redemptions are reclaims. So if someone loses their pet and comes to the shelter and we house and take care of their pet for however long it's there before they come to reclaim it --

COUNCILMEMBER HOKAMA: Uh-huh.

MS. BRYANT: --those fees go to the Animal Management Fund. And then the court hold, if we have an animal in for abuse, neglect, inhumane treatment, the fees from that go to the Animal Management Fund as well.

COUNCILMEMBER HOKAMA: Okay. I know we, by ordinance, set the license, dog license fees, right? All those other fees, your board sets it, you set it? Who sets the fees for all these areas like the redemptions and whatnot?

MS. BRYANT: You know, to be honest, I don't know who set that. That isn't anything that I've addressed in my year --

MR. BAZ: Madam Chair?

MS. BRYANT: --as head of the agency. So I would be open to revisiting--I guess Mr. Baz has that information.

CHAIR CRIVELLO: Mr. Baz?

MR. BAZ: Thank you, Madam Chair and Member Hokama. Page 36 of the Appendix B, Rates and Fees, for--it's not in your book but I carry it around with me all the time --

CHAIR CRIVELLO: It's with the handout. You have the handout.

MR. BAZ: --is--oh, okay, it was provided in the handout--is, provides the license for dogs, neutered dogs, \$6 every two years, unneutered dogs, \$30 every two years. Dog tags are \$1, duplicate dog tags are \$1. It also goes down into the animal shelter revenue, first impound, first day of impound, each day thereafter, so there's different costs, as well as the adoption fee as was mentioned is a \$8 adoption fee that's there.

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MS. BRYANT: The licensing fees have changed some. It's \$7 for unaltered, for altered pet, \$31 if your pet is unaltered. So it did, I think that's a little different than ...

MR. BAZ: This is the ordinance in effect currently. So if ...

COUNCILMEMBER COUCH: It can't be.

MR. BAZ: It can't be.

MS. BRYANT: Oh, well, hm, okay.

MR. BAZ: And then there's a service charge for collection of service prior to or at the time of collection of a dog or cat. And then, yeah, some other miscellaneous items in there, but, yeah, I believe that what was mentioned was also some recuperation of other costs maybe of the, beyond what would be considered in Animal Management Revolving Fund.

CHAIR CRIVELLO: Any further questions? Mr. Couch?

COUNCILMEMBER COUCH: Thank you. So first of all, you were, just so you're aware that the fees that are listed on Page 36 of Appendix B are what you're allowed to charge.

MS. BRYANT: Well, I am definitely going to look into that because maybe I'm mistaken, so, okay.

COUNCILMEMBER COUCH: Okay. But did I hear you say that a part of a fund was put into the, or a part of a fee was put into the Animal Management Revolving Fund or any fee you collect for, all of the fee you collect for licensing, impounds, redemptions, adoptions --

MS. BRYANT: Yes.

COUNCILMEMBER COUCH: --and pickup?

MS. BRYANT: Yes.

COUNCILMEMBER COUCH: Every ...

MS. BRYANT: All of it. And then a portion of the adoption fees. So typically each quarter we will deposit somewhere, collect and deposit--well we don't deposit, we send it to the appropriate place at the County--about \$17,000. It could, it's in there, it's in the range of about \$17,000. Our understanding at the Humane Society is that the fund was, that this was originally set up as an emergency fund for the shelter and so we have accessed it--and maybe that's incorrect--but we have accessed it very prudently over the years for emergency or one-time purchases. So we've been very careful because we were under the understanding that it was the rainy-day fund. So we, certainly we'd, it wasn't for shortage of needs at the shelter, that that money has

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accrued in there, it's because we were wanting to make sure that it was there in case of a true disaster.

COUNCILMEMBER COUCH: Okay. Maybe I have a, what is your adoption cost?

MS. BRYANT: It varies because...I would have to have the schedule in front of me. It's different. Our dog adoption fee can range anywhere from \$60 to \$135 but then we often have specials, pick, you know, anything to promote an adoption. Pick your price and half off adoptions and, you know, our goal is to get animals in homes.

COUNCILMEMBER COUCH: Right, right.

MS. BRYANT: So, yeah.

COUNCILMEMBER COUCH: I guess it's a question I have for Corporation Counsel. It says the adoption fee is \$8. Can they tack on their costs for, 'cause I'm guessing it's for veterinary service and what other things they have to do? So I just want to make sure that we're, everybody's on the same page.

CHAIR CRIVELLO: Mr. Ueoka?

MR. UEOKA: Chair, Mr. Couch, I think at this point it shows that there's a little bit of confusion between the Department and the Maui Humane Society and there's probably an excellent explanation for what they're doing and I'm sure they're --

COUNCILMEMBER COUCH: Sure.

MR. UEOKA: --in compliance with the Budget Ordinance and everything but I think this would probably be a nice discussion that the Department, as the contracting --

COUNCILMEMBER COUCH: Right.

MR. UEOKA: --County body could probably have with MHS, you know, and then figure out what's going on and move forward from there. But right now, I believe the Department kinda unsure what ...

COUNCILMEMBER COUCH: Sure.

MR. UEOKA: Well they know but it's, let's get clarification at a later time.

COUNCILMEMBER COUCH: Yeah, and --

MR. UEOKA: . . .*(inaudible)*. . . Chair.

COUNCILMEMBER COUCH: --my, I guess, Madam Chair, my request would be that if they need language in there to allow them to do that, I'm more than willing to work on that --

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CHAIR CRIVELLO: ...*(inaudible)*...

COUNCILMEMBER COUCH: --because, you know, \$8 is pretty cheap for an adoption --

CHAIR CRIVELLO: Right.

COUNCILMEMBER COUCH: --fee and I know it costs them a lot more to do that. So I'm certainly willing, if it's needed by Corp. Counsel, who says that we should have some language in there to tighten that up.

CHAIR CRIVELLO: We can do that.

COUNCILMEMBER COUCH: Yeah, thanks.

CHAIR CRIVELLO: Thank you. Thank you, Mr. Couch. Any further questions? Any further questions? No. Thank you very much for being here.

MS. BRYANT: Thank you.

COUNCILMEMBER COUCH: Oh, yeah, I'm sorry. I'm sorry.

CHAIR CRIVELLO: Oh, I'm sorry, Mr. Couch just had a flash.

COUNCILMEMBER COUCH: So...yeah. We were talking, Mr. Hokama and I agree on why is it only dogs. So if for whatever reason this Committee decided okay, it's not only dogs, it's going to be cats, guinea pigs, domesticated rabbits, domesticated pigs or caged birds, is that something that, obviously you would have to deal with --

MS. BRYANT: We would.

COUNCILMEMBER COUCH: --is that something that would put a big burden or it'll also fill up those coffers of, from which you can take?

MS. BRYANT: Yes. Anytime we add a program or add a service to the shelter, it requires staffing, manpower and resources. However, if it helps our mission and it helps the Humane Society and it helps the community, we certainly would never say no to doing that so.

COUNCILMEMBER COUCH: Okay. Thank you, Chair.

CHAIR CRIVELLO: Thank you.

MS. BRYANT: Thank you.

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CHAIR CRIVELLO: Members, any further questions or comments? So I notice we talk about the revenues but would you have information as to what type of expenditures are made from the fund, if there are any?

MR. BAZ: Yes, Madam Chair, I have that someplace over here, hold on. I just had it in front of me. Excuse me, apologize for that. But basically, I reviewed it, it is expenditures for radios, computers, software, like I mentioned, kind of one-time expenditures, lights for vehicles, different things like that so that it's not, it doesn't, in past years expenditures were \$93,000 but it was all those type of things, not, none to cover operations. So with \$150,000 going for the operations for this year, the fund will most likely be depleted very shortly.

CHAIR CRIVELLO: Okay. Alright, thank you. Members, any more comments or question in regards to this item for Animal Management Revolving Fund?

COUNCILMEMBER HOKAMA: I wouldn't mind working on it a little more, Chair.

CHAIR CRIVELLO: Yes. In the sense of how we will expand our licensing requirements or?

COUNCILMEMBER HOKAMA: Like I said, I was a dog owner so I don't mind expanding to make all pet owners have some responsibility.

CHAIR CRIVELLO: Okay. Thank you. We'll also follow through with that from the Committee. Thank you. Any more comments, Mr. Baz, Ms. Shishido, or Mr. Ueoka?

MR. BAZ: No, Madam Chair, thank you. We look forward to further communication.

CHAIR CRIVELLO: Okay. Members, if there are no further discussion or questions on this matter and I have no legislative action for recommendation at this time, if you have no objection, I'd like to defer the item.

COUNCILMEMBERS: No objections.

CHAIR CRIVELLO: Thank you. Thank you. Thank you for being here.

COUNCILMEMBERS VOICED NO OBJECTIONS (excused: GCB, DG, and MPV).

ACTION: DEFER.

**ITEM HHT-21: KAUNOA SENIOR SERVICES LEISURE PROGRAM ACTIVITIES
REVOLVING FUND (MISC)**

CHAIR CRIVELLO: Our final item on our agenda is HHT-21, Kaunoa Senior Services Leisure Program Activities Revolving Fund. At this time, we have Ruth Griffith from the, Senior Services Administrator and also Mr. Baz will remain there. Are you going to come down, Ruth?

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MR. BAZ: She's available if we have any questions.

CHAIR CRIVELLO: Oh, okay.

MR. BAZ: Yeah, thank you.

CHAIR CRIVELLO: I'm sorry.

MR. BAZ: No, no. That's good.

CHAIR CRIVELLO: Thank you. Thank you.

MR. BAZ: So the Kaunoa ...

CHAIR CRIVELLO: So I'd like to just describe what's on our agenda, if I may. The Committee is in receipt of a Miscellaneous Communication, dated May 28, 2015, from the County Clerk, referring the matter relating to the Kaunoa Senior Services Leisure Program Revolving Fund. This afternoon the Committee will evaluate the fund's efficacy and determine whether there is a need to maintain the fund. For your reference, Staff has distributed a copy of Chapter 3.37, Maui County Code. Thank you, Mr. Baz.

MR. BAZ: Yeah, thank you, Madam Chair. So the Kaunoa Senior Services Leisure Program Activities Revolving Fund was created fairly recently, 2010, and this was to provide a vehicle so that the Kaunoa Senior Services Program could charge for activities and functions and excursions, different things like that, so they could collect fees from the participants, the seniors. And then those fees go then to pay for that excursion or those, the teachers for that class, those type of expenditures. So they received about \$230,000 in revenue this past year and the current balance is 229,957. So you can see that it pretty much washes out each year. So it's, Madam Chair, I guess, unless the Director or Deputy has any other comments, we're ready for questions.

CHAIR CRIVELLO: Thank you. Members, the floor is open for further discussion or questions.

COUNCILMEMBER HOKAMA: Director Shishido...if I may, Chair?

CHAIR CRIVELLO: Yes.

COUNCILMEMBER HOKAMA: What are the popular activities that our people, you know, enjoy taking at Kaunoa? Is it like more in the crafts or is it in music, is it health, you know, I mean, what's, where's the interest of our people that they're willing to pay for?

MS. SHISHIDO: Thank you for that question because it is, it's amazing how our seniors have evolved into not just looking at crafts and hula and ukulele playing that's within our, within Kaunoa, but it's a vibrant group of seniors who love excursions. So we provide,

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we connect with different, like Maui Arts and Cultural Center, they give us a good discount to go to their programs. And so we have those types of excursions. We go to check out some of the fancy restaurants and it's all paid by the seniors, it's reimbursed by the seniors. So they get a, whether a tour or a meal...I think one which one I missed was at Andaz, that seemed to be really nice.

COUNCILMEMBER HOKAMA: Uh-huh.

MS. SHISHIDO: I wish I went to that one 'cause I do qualify as a senior. And other things like, even this past year, this past fiscal year, we took seniors to Oahu to provide, to see where was the best manapua. And that was a really interesting tour as well. So these are, you know, it's a whole different group of seniors that we're looking at and, you know, even for me, I'm looking forward to some of the excursions that are happening. So that would be the difference where, you know, it's just not line dancing or ukulele or paper making, it's going out and about.

COUNCILMEMBER HOKAMA: So this is not just at the center itself, you know, I mean, we have lot of instructor programs or classes at the center but this is also, I guess, activities that is offered not at the center?

MS. SHISHIDO: Correct.

COUNCILMEMBER HOKAMA: Okay. You know, for many people, is there a minimum age for Kaunoa services?

MS. SHISHIDO: A minimum age?

COUNCILMEMBER HOKAMA: Yeah. Because --

MS. SHISHIDO: I believe it's --

COUNCILMEMBER HOKAMA: --people tell me do, you know --

MS. SHISHIDO: --Fifty-five.

COUNCILMEMBER HOKAMA: --what do I do to qualify and I said I don't know, to be honest.

MS. SHISHIDO: Fifty-five.

COUNCILMEMBER HOKAMA: Okay, 55 to qualify for services. And then what else I wanted to ask you? Well, I can tell you that a lot of people watch how the County deals with this program, our County, and a lot of counties would like to do what we do with the Kaunoa program so I can say, I consider this a, one of our benchmark programs that --

MS. SHISHIDO: Correct.

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COUNCILMEMBER HOKAMA: --sister counties look at to try to duplicate on how we treat our--gee, 55, I tell you, that's right, that's not even one senior yet.

MS. SHISHIDO: Well, you just have to be 50 to go to Ross so.

COUNCILMEMBER HOKAMA: See, things that non-shoppers have to learn from shoppers. Thank you. And then all the fees that is set is set by the providers, Director?

MS. SHISHIDO: Correct.

COUNCILMEMBER HOKAMA: So it's, like the ukulele class, the ukulele instructor helps set the fees for that class?

MS. SHISHIDO: Correct.

COUNCILMEMBER HOKAMA: If it's water-base painting --

MS. SHISHIDO: Watercolor, correct.

COUNCILMEMBER HOKAMA: --that instructor helps set the fees for that program --

MS. SHISHIDO: Correct.

COUNCILMEMBER HOKAMA: --and so forth? Okay, okay, great. I think this is a great program. Myself, I look forward to utilizing it in the future.

MS. SHISHIDO: Thank you.

COUNCILMEMBER HOKAMA: Thank you, Chair.

CHAIR CRIVELLO: Thank you. Mr. Couch? Yeah, I've had the opportunity to visit the center and I'm very, very impressed. You mentioned, you know, like field trips and luncheons and the actual cost is collected and that is deposited into the fund and then from that fund you pay for the, say the restaurant visit? Is that how it's --

MS. SHISHIDO: Yes.

CHAIR CRIVELLO: --handled? Okay. And so if it's \$20 a head, you collect \$20 from the senior, deposit in the actual revolving fund and then request disbursement to pay wherever ...

MS. SHISHIDO: Correct.

CHAIR CRIVELLO: Okay, okay, thank you. Any further questions or comments, Members?

COUNCILMEMBER HOKAMA: I have one.

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CHAIR CRIVELLO: Mr. Hokama?

COUNCILMEMBER HOKAMA: So if, what does it take to do something different? They just share it to the coordinator and say, can we try this activity or that activity?

MS. SHISHIDO: We have an amazing team. So Ruth Griffith, our administrator, she has managers that get together, put on their think cap and just explore. We even go and explore ourselves. So we sent them to Hawaii Island to see what kind of activities would be good for them.

COUNCILMEMBER HOKAMA: What...okay. And do you folks go like see what the, like maybe Big Island's Kaunoa program is like and go visit their --

MS. SHISHIDO: Yes.

COUNCILMEMBER HOKAMA: --programs and operations?

MS. SHISHIDO: Uh-huh.

COUNCILMEMBER HOKAMA: Okay. I surprised our seniors never ask to go Las Vegas.

MS. SHISHIDO: That's gonna, they've been asking.

COUNCILMEMBER HOKAMA: Well, maybe you guys can do one bingo at the center. I don't know what is legal or not legal nowadays so. Okay, thank you very much.

CHAIR CRIVELLO: Thank you. There being no further questions and no further discussion, I'd like to thank the Department as well as Mr. Baz for being here and Mr. Ueoka. And we have no further discussion and no legislative action to be taken. So if there's no objection, I'd like to defer the item.

COUNCILMEMBERS: No objections.

CHAIR CRIVELLO: Thank you.

COUNCILMEMBERS VOICED NO OBJECTIONS (excused: GCB, DG, and MPV).

ACTION: DEFER.

CHAIR CRIVELLO: Members, we have completed today's agenda. Thank you for being here, as bare as we are. I'd like to thank also the, Mr. Baz and all the representatives from the Housing, Human Services, and Transportation Committee, as well as our most reliable Staff, Ms. Nakata and Ms. Balala. Thank you very much and have a good afternoon. Meeting is adjourned. . . .(gavel). . .

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ADJOURN: 2:30 p.m.

APPROVED:



A handwritten signature in cursive script, appearing to read "Stacy Crivello", is written over a horizontal line. The signature is positioned to the left of the printed name and title.

STACY CRIVELLO, Chair
Housing, Human Services, and
Transportation Committee

hht:min:150723:alp

Transcribed by: Annette L. Perkett

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CERTIFICATE

I, Annette L. Perkett, hereby certify that the foregoing represents to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 4th day of August, 2015, in Haiku, Hawaii.



Annette L. Perkett