

RECEIVED

COUNCIL OF THE COUNTY OF MAUI

A G E N D A

2016 JAN 29 PM 4: 13

Regular Meeting of February 5, 2016
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://co.mauhi.us/Archive.aspx?AMID=226>
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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.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 from each of the Council district offices noted above. If the 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 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 ROBERT CARROLL

 - C. PLEDGE OF ALLEGIANCE

 - D. TESTIMONY ON CEREMONIAL RESOLUTIONS

E. CEREMONIAL RESOLUTIONS:

NONE.

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONYG. MINUTES:

Regular Meeting of January 8, 2016

H. COMMITTEE REPORTS:NO. 16-12 - BUDGET AND FINANCE COMMITTEE:

Recommending **ADOPTION** of resolution to transfer \$4,000 within the Department of Parks and Recreation, Administration Program, from Category "B" (operations or services) to Category "C" (equipment) for leased copier equipment.

NO. 16-13 - BUDGET AND FINANCE COMMITTEE:

Recommending **ADOPTION** of resolution to transfer \$20,000 within the Office of the County Council, Council Services Program, from Category "B" (operations or services) to Category "C" (equipment), for computer hardware for the implementation of Granicus, a web-based, online legislative tracking, document, and video system.

NO. 16-14 - BUDGET AND FINANCE COMMITTEE:

Recommending **FIRST READING** of bill to amend Appendix A of the Fiscal Year 2016 Budget by adding a grant under the Department of Fire and Public Safety, from the United States Department of Agriculture (USDA) Forest Service, in the amount of \$22,138 for the Olowalu Fire Break Wildland-Urban Interface grant.

NO. 16-15 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend the Fiscal Year 2016 Budget by (1) increasing the Bond/Lapsed Bond Fund by \$400,000; and (2) adding a \$400,000 appropriation from the Bond Fund for the Hana Community Plan Area for planning, surveying, and design of the Keanae Road Safety Improvements project; and
2. **FIRST READING** of bill to amend the Fiscal Year 2016 Budget general obligation bond authorization ordinance by adding a \$400,000 appropriation for the Hana Community Plan Area for the Keanae Road Safety Improvements project.

H. COMMITTEE REPORTS (continued):NO. 16-16 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend the Fiscal Year 2016 Budget by (1) increasing estimated revenues in the Highway Fund by \$340,000; and (2) adding a \$340,000 appropriation from the Highway Fund for the Kihei-Makena Community Plan Area for a South Maui Regional Traffic Master Plan; and
2. **FIRST READING** of bill to amend Appendix A of the Fiscal Year 2016 Budget by increasing the appropriation for the Department of Public Works, Federal Highway Administration, Federal-Aid and Other Transportation Grants, by \$342,000 for a South Maui Regional Traffic Master Plan.

NO. 16-17 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend the Fiscal Year 2016 Budget to appropriate additional funds totaling \$1,725,861 to various Departments for the cost of increases in salaries and wages, and fringe benefits for employees belonging to Bargaining Units 02, 03, and 04, for contract agreements effective July 1, 2015; and
2. **FIRST READING** of bill to amend Appendix A of the Fiscal Year 2016 Budget by increasing the amount for salaries and premium pay by \$27,660 under the Plan Review, Permit Processing, and Inspection Revolving Fund (Section 16.26B. 108.2.1, Maui County Code).

NO. 16-18 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to offer advertising inside County transit buses to tax-exempt organizations on a space-available basis and to authorize the Department of Transportation to contract for advertising with private vendors;
2. **FILING** of Budget and Finance Committee Report 10-16;
3. **FILING** of County Communication 09-338; and
4. **FILING** of County Communication 15-201.

H. COMMITTEE REPORTS (continued):NO. 16-19 - ECONOMIC DEVELOPMENT, ENERGY, AGRICULTURE, AND RECREATION COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution urging the Hawaii State Legislature to support a bill to establish a program to allow the cultivation of industrial hemp and distribution of its seeds in Hawaii for purposes of agricultural or academic research; and
2. **FILING** of communication.

NO. 16-20 - ECONOMIC DEVELOPMENT, ENERGY, AGRICULTURE, AND RECREATION COMMITTEE:Recommending **ADOPTION** of resolution referring to the Lanai, Maui, and Molokai planning commissions a proposed bill to regulate agricultural tourism activities in the Agricultural District.NO. 16-21 - PLANNING COMMITTEE:

Recommending the following:

1. **PUBLIC HEARING** be **HELD** on bill to adopt the updated Lanai Community Plan;
2. **FIRST READING** of bill to adopt the updated Lanai Community Plan following the public hearing; and
3. **FILING** of communication.

I. COMMUNICATIONS:1. COUNTY COMMUNICATIONS:

- NO.
- 16-16
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- DIRECTOR OF FINANCE
- , transmitting two reports on the settlement of claims as of December 31, 2015.

1. COUNTY COMMUNICATIONS (continued):NO. 16-17 - BUDGET DIRECTOR, transmitting the following proposed bills entitled:

1. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2016 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; WAILUKU-KAHULUI COMMUNITY PLAN AREA, SEWER, WAILUKU-KAHULUI WASTEWATER RECLAMATION FACILITY FILTER MODIFICATION; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"; and
2. "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4226, BILL NO. 33 (2015), RELATING TO 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".

NO. 16-18 - BUDGET DIRECTOR, transmitting the following proposed bills entitled:

1. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2016 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; WAILUKU-KAHULUI COMMUNITY PLAN AREA, SEWER, WAILUKU-KAHULUI WASTEWATER RECLAMATION FACILITY FILTER MODIFICATION; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)", and
2. "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4226, BILL NO. 33 (2015), RELATING TO 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".

NO. 16-19 - CHAIR, PLANNING COMMITTEE, transmitting a proposed resolution, entitled "APPROVING A TIME EXTENSION FOR THE COUNCIL TO ENACT THE LANAI COMMUNITY PLAN".

1. COUNTY COMMUNICATIONS (continued):

NO. 16-20 - COUNTY AUDITOR, transmitting the County of Maui Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ended June 30, 2015.

NO. 16-21 - COUNTY AUDITOR, transmitting the Department of Water Supply Financial Statements and Supplemental Information for the Fiscal Year Ended June 30, 2015, submitted by N&K CPAs, Inc.

NO. 16-22 - DIRECTOR OF PARKS AND RECREATION, transmitting a proposed resolution entitled "AUTHORIZING THE ACQUISITION OF THE WAIAKOA GYM FROM THE MAUI FEDERAL CREDIT UNION".

2. GENERAL COMMUNICATIONS:

NONE

J. RESOLUTIONS:

NONE.

K. ORDINANCES - SECOND AND FINAL READING:

BILL NO. 4 (2016) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2016 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; MAKAWAO-PUKALANI-KULA COMMUNITY PLAN AREA, ROAD IMPROVEMENTS, OLD HALEAKALA HIGHWAY RECONSTRUCTION; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"

BILL NO. 5 (2016) - "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4228, BILL NO. 35 (2015), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI (OLD HALEAKALA HIGHWAY RECONSTRUCTION)"

BILL NO. 6 (2016) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2016 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 PUBLIC WORKS (FEDERAL HIGHWAY ADMINISTRATION, FEDERAL-AID)"

L. UNFINISHED BUSINESS:

ORDINANCES - SECOND AND FINAL READING:

BILL NO. 89 (2015) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2016 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; WAILUKU-KAHULUI COMMUNITY PLAN AREA, SEWER, WAILUKU-KAHULUI TREATMENT PLANT UPGRADES; TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"

BILL NO. 90 (2015) - "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4228, BILL NO. 35 (2015), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI (WAILUKU-KAHULUI TREATMENT PLANT UPGRADES)"

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.