

**COUNCIL OF THE COUNTY OF MAUI**  
**NOTICE OF PUBLIC HEARING**

May 20, 2016  
9:00 a.m.

Meeting Site: Council Chamber, 8th Floor, Kalana O Maui Building, 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,  
8<sup>th</sup> 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](mailto:county.clerk@mauicounty.us)

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NOTICE IS HEREBY GIVEN that a public hearing will be held by the Council of the County of Maui, State of Hawaii, on Friday, May 20, 2016, beginning at 9:00 a.m., or soon thereafter, in the Council Chamber, 8<sup>th</sup> Floor, Kalana O Maui Building, 200 South High Street, Wailuku, Maui, Hawaii, for the purpose of receiving testimony on the following:

1. A proposed bill entitled "A BILL FOR AN ORDINANCE RELATING TO THE OPERATING BUDGET FOR THE COUNTY OF MAUI FOR THE FISCAL YEAR JULY 1, 2016 TO JUNE 30, 2017."

The purpose of the proposed bill is to appropriate estimated revenues for the operating and capital improvement budget. Incorporated within the proposed bill are Appendix A, which lists Grant Revenues and Special Purpose Revenues; Appendix B, which is the Schedule of Fees, Rates, Assessments, and Taxes; Appendix B-1, which lists the County's concessions, leases, and licenses by department; and a new Appendix C, which contains descriptions of the Capital Improvement Projects.

2. A proposed bill entitled "A BILL FOR AN ORDINANCE RELATING TO THE CAPITAL PROGRAM FOR THE FISCAL YEAR ENDING JUNE 30, 2017."

The purpose of the proposed bill is to set forth the Capital Program for Fiscal Year 2017 through Fiscal Year 2022. Incorporated within the proposed bill are Appendix A-1, a report entitled "COUNTY OF MAUI, CAPITAL IMPROVEMENT PROJECTS REPORT, AS OF DECEMBER 31, 2015," which lists all pending capital improvement projects and appropriations, except for Water Fund projects, as of March 31, 2016; Appendix A-2, a report entitled "County of Maui, Statement of Appropriations and Expenditures, Capital Improvement Program by District,

Fiscal Year Ending 6/30/2016 – as of 03/15/2016," which includes pending Water Fund capital improvement projects and appropriations as of March 31, 2016; and Appendix B, which is the proposed Capital Program for FY 2017 through FY 2022.

3. A proposed bill entitled "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."

The purpose of the proposed bill is to reauthorize the use of \$6,103,000 in lapsed bond proceeds for the following capital improvement projects: Kokomo Road and Makawao Avenue Pavement Reconstruction, Phase 2, \$2,400,000; and Molokai Baseyard, \$3,703,000.

4. A proposed bill entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE OF TWENTY-NINE MILLION SEVEN HUNDRED FIFTY-THREE THOUSAND DOLLARS (\$29,753,000) 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."

The purpose of the proposed bill is to authorize the issuance of \$29,753,000 in general obligation bonds for various capital improvement projects.

5. A proposed bill entitled "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 2017 BUDGET ORDINANCE."

The purpose of the proposed bill is to authorize the Mayor to enter into intergovernmental agreements to finance the following wastewater projects from the State of Hawaii's Water Pollution Control Revolving Fund Loans: Kulanihakoi Street Recycled Water Line Extension, with funds not to exceed \$1,700,000; Lahaina Wastewater Reclamation Facility Modifications, Stage 1A, with funds not to exceed \$12,500,000; Sheraton Wastewater Pump Station Modifications, with

funds not to exceed \$1,000,000; Countywide Wastewater Reclamation Facility Chlorination System Upgrade, with funds not to exceed \$2,000,000; and Wailuku-Kahului Wastewater Reclamation Facility Solids Building Renovation, with funds not to exceed \$1,000,000.

6. A proposed bill entitled "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 VARIOUS WATER PROJECTS, FISCAL YEAR 2017 BUDGET ORDINANCE."

The purpose of the proposed bill is to authorize the Mayor to enter into an intergovernmental agreement to finance the following water projects from the State of Hawaii's Drinking Water Treatment Revolving Loan Fund: Countywide Upgrades and Replacements, Omaopio Tank Booster Pump Replacement, with funds not to exceed \$2,000,000; Upcountry Reliable Capacity, Pookela Well #2 Exploratory, with funds not to exceed \$2,500,000; and West Maui Reliable Capacity, Mahinahina Well #1 Development, with funds not to exceed \$10,000,000.

7. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 18.24.010, MAUI COUNTY CODE, TO ELIMINATE THE CONSTRUCTION PLAN REVIEW REVOLVING FUND."

The purpose of the proposed bill is to eliminate the Construction Plan Review Revolving Fund and transfer any balance remaining in the Fund as of June 30, 2016, to the General Fund.

8. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.35, MAUI COUNTY CODE, RELATING TO THE AFFORDABLE HOUSING FUND."

The purpose of the proposed bill is to amend Chapter 3.35, Maui County Code, to make it consistent with the extension through Fiscal Year 2021 authorized by the Revised Charter of the County of Maui (1983), as amended, and to insert a definition of "gap income" because the definition has been deleted from Chapter 2.96, Maui County Code, and the Charter provision relies upon a definition by ordinance.

9. A proposed bill entitled "A BILL FOR AN ORDINANCE TO REPEAL CHAPTER 14.29, MAUI COUNTY CODE, RELATING TO PUMPING OF CESSPOOLS AND SEPTIC TANKS."

The purpose of the proposed bill is to repeal Chapter 14.29, Maui County Code, relating to pumping of cesspools and septic tanks, because the services described in the Chapter are being handled by private entities, and the County has not provided the service for the past three years.

10. A proposed bill entitled "A BILL FOR AN ORDINANCE RELATING TO THE HIGHWAY BEAUTIFICATION AND DISPOSAL OF ABANDONED VEHICLES REVOLVING FUND AND THE LITTER CONTROL REVOLVING FUND."

The purpose of the proposed bill is to amend the fund to which costs of litter control authorized by the Maui County Code are deposited, and amend the name of the highway beautification fund for consistency with Section 286-51(b), Hawaii Revised Statutes.

11. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 3.81.050, MAUI COUNTY CODE, TO EXTEND THE ECONOMIC DEVELOPMENT REVOLVING FUND."

The purpose of the proposed bill is to extend the Economic Development Revolving Fund, which is set to expire on June 30, 2016, by five years, to June 30, 2021.

12. A proposed bill entitled "A BILL FOR AN ORDINANCE REPEALING CHAPTER 3.97, MAUI COUNTY CODE, RELATING TO THE POST-EMPLOYMENT OBLIGATIONS FUND."

The purpose of the proposed bill is to repeal Chapter 3.97, Maui County Code, relating to the Post-Employment Obligations Fund, and transfer any remaining balance in the Fund as of June 30, 2016, to the General Fund.

13. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.48, MAUI COUNTY CODE, RELATING TO THE REAL PROPERTY TAX APPLICABLE TO REMNANT PARCELS."

The purpose of the proposed bill is to authorize a real property tax exemption for a remnant parcel, so that the parcel is levied a real property tax of \$150 per year, rather than the standard minimum real property tax set forth in the annual budget. For purposes of this exemption, a remnant parcel is a vacant, undeveloped parcel that is less than 5,000 square feet in size with a fair market value below \$7,500.

14. A proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING TITLE 3, MAUI COUNTY CODE, TO ESTABLISH A FIREWORKS AUDITOR FUND."

The purpose of the proposed bill is to establish a fund to receive certain fireworks license or permit fees authorized by Section 132D-7, Hawaii Revised Statutes, for the salary of an auditor of fireworks and other purposes provided by Section 132D-11, Hawaii Revised Statutes.

15. A proposed bill entitled "A BILL FOR AN ORDINANCE TO AMEND CHAPTER 13.16, MAUI COUNTY CODE, RELATING TO THE WAIEHU MUNICIPAL GOLF COURSE."

The purpose of the proposed bill is to establish definitions for "Maui County resident card," "nine-hole rate," and "twilight rate," amend the definitions of "daily rate" and "student," and establish a replacement card fee for users of the Waiehu Municipal Golf Course.

16. A proposed resolution entitled "ADOPTING THE FUEL TAX RATES FOR THE COUNTY OF MAUI, EFFECTIVE JULY 1, 2016."

Pursuant to Section 243-5, Hawaii Revised Statutes, and Section 3.20.010, Maui County Code, the County Council proposes to set the County Fuel Tax rates as follows:

	<u>Tax Rate Per Gallon</u>
Gasoline & Diesel Oil	\$0.230
Biodiesel	\$0.115
Ethanol	\$0.115
Methanol	\$0.115
Liquefied Petroleum Gas	\$0.115

Copies of the proposed bills and proposed resolution are on file in the Office of the County Clerk, 7<sup>th</sup> Floor, Kalana O Maui Building, 200 South High Street, Wailuku, Maui, for use and examination by the public during regular business hours.

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

For 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 public hearing in the Council Chamber will still continue. Members of the public interested in information about offering testimony at the public hearing from a remote testimony site may contact the Office of the County Clerk (808-270-7748) prior to the public hearing. 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.

To ensure its distribution prior to the public hearing, written testimony must be received, emailed (county.clerk@mauicounty.us), or faxed (808-270-7171) to the Office of the County Clerk at least 24 hours prior to the public hearing. If written testimony is submitted at the public hearing, 15 copies are requested.

Individuals who intend to attend the public hearing and who have disabilities requiring special assistance should call the Office of the County Clerk at 270-7748, at least three days in advance.

COUNCIL OF THE COUNTY OF MAUI  
MICHAEL B. WHITE, COUNCIL CHAIR



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DENNIS A. MATEO, COUNTY CLERK  
COUNTY OF MAUI, STATE OF HAWAII

THE MAUI NEWS: Issues of May 13 and 18, 2016