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COUNCIL OF THE COUNTY OF MAUI 2016 JUN 24 PM 3: 39

A G E N D A

OFFICE OF THE
COUNTY CLERK

Regular Meeting of July 1, 2016
9:00 a.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://co.maui.hi.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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.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.

A. ROLL CALL

B. OPENING REMARKS: COUNCILMEMBER MICHAEL P. VICTORINO

C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTIONS

E. CEREMONIAL RESOLUTIONS:

NO. _____ "CONGRATULATING KA'ONO'ULU RANCH ON ITS 100TH ANNIVERSARY"

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONY

G. MINUTES:

Special Meeting of April 1, 2016
Regular Meeting of April 15, 2016
Public Hearing of April 21, 2016

H. COMMITTEE REPORTS:

NO. 16-103 - BUDGET AND FINANCE COMMITTEE:

Recommending **FILING** of communications from the Director of Finance, transmitting reports of short-term investments for quarters ending September 30, 2014; December 31, 2014; March 31, 2015; and June 30, 2015.

NO. 16-104 - PLANNING COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution referring to the Lanai, Maui, and Molokai planning commissions a proposed bill amending enforcement provisions for bed and breakfast and short-term rental homes; and
2. **FILING** of communication.

NO. 16-105 - PLANNING COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution referring to the Lanai, Maui, and Molokai planning commissions a proposed bill establishing ownership durational requirements for short-term rental home permit applications; and
2. **FILING** of communication.

I. COMMUNICATIONS:

1. COUNTY COMMUNICATIONS:

NO. 16-116 - DIRECTOR OF FINANCE, transmitting 50 contracts/grants for April 2016.

NO. 16-117 - DIRECTOR OF FINANCE, transmitting 67 contracts/grants for May 2016.

I. COMMUNICATIONS (continued):

- NO. 16-118 - DEPUTY PLANNING DIRECTOR, transmitting a copy of the notice of grant-in-aid award from the State of Hawaii Office of Planning for the Coastal Zone Management (CZM) Grant for the period of July 1, 2016 to June 30, 2017 in the amount of \$373,276.
- NO. 16-119 - MAYOR, informing of a vacancy on the Maui County Cultural Resources Commission due to the resignation of Mikala Enfield.
- NO. 16-120 - MAYOR, informing of a vacancy on the Lanai Planning Commission due to the resignation of Jarrod Barfield.
- NO. 16-121 - COUNCIL CHAIR, transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF TRACI FUJITA VILLAROSA AS A LEGISLATIVE ANALYST IN THE OFFICE OF COUNCIL SERVICES".
- NO. 16-122 - COUNCILMEMBER HOKAMA, transmitting a proposed amendment to Bill 67 (2016).
- NO. 16-123 - DIRECTOR OF FINANCE, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE OFFICE OF THE AUDITOR, STATE OF HAWAII, TO AUDIT THE SCHEDULE OF ALLOCATIONS OF THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII (ERS)".
- NO. 16-124 - DIRECTOR OF FINANCE, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII RELATING TO THE ACQUISITION OF A GOVERNMENTAL ACCOUNTING STANDARDS BOARD STATEMENT NO. 68 REPORT".
- NO. 16-125 - BUDGET DIRECTOR, transmitting the following proposed bills entitled:
1. "A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2017 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES – SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2017, AFFORDABLE HOUSING FUND, NA HALE O MAUI KAHOMA PROJECT"; and
 2. "A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2017 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES – SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2017, AFFORDABLE HOUSING FUND, HABITAT FOR HUMANITY KAHOMA PROJECT".

I. COMMUNICATIONS (continued):

- NO. 16-126 - BUDGET DIRECTOR, transmitting the following proposed bills entitled:
1. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2017 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF WATER SUPPLY, ADMINISTRATION PROGRAM – WATER FUND; TOTAL OPERATING APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"; and
 2. "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2017 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C – CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF WATER SUPPLY, COUNTYWIDE, COUNTYWIDE UPGRADES AND REPLACEMENTS".
- NO. 16-127 - BUDGET DIRECTOR, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2017 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF FINANCE, COUNTYWIDE COSTS; TOTAL OPERATING APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)".
- NO. 16-128 - BUDGET DIRECTOR, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2017 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX B, REVENUES – FEES, RATES, ASSESSMENTS AND TAXES, DEPARTMENT OF PUBLIC WORKS, GENERAL FUND, SPECIAL REVENUE/TRUST AND AGENCY FUNDS, SUBDIVISION CONSTRUCTION PLAN REVIEW FEES".
- NO. 16-129 - DIRECTOR OF FINANCE, reporting on transfers from the General Fund and Department of Water Supply Revenue Fund to the 2017 Proposed General Obligation Bond Fund as of May 31, 2016.
- NO. 16-130 - COUNCILMEMBER CRIVELLO, relating to the Maui Short Range Transit Plan.
- NO. 16-131 - COUNCILMEMBER CRIVELLO, relating to Homelessness in Maui County.
- NO. 16-132 - COUNCILMEMBER CRIVELLO, relating to amendments to the Residential Workforce Housing Policy.
- NO. 16-133 - DIRECTOR OF HOUSING AND HUMAN CONCERNS, transmitting a document entitled "Low Income Housing Tax Credit Project for Sale under a Qualified Contract Request in Accordance with Section 42(h)(6) of the Internal Revenue Code".

I. COMMUNICATIONS (continued):

NO. 16-134 - DIRECTOR OF ENVIRONMENTAL MANAGEMENT, transmitting a proposed resolution entitled "AUTHORIZING SITE LEASE RELATED TO AN ELECTRICITY GENERATING FACILITY AT THE WAILUKU-KAHULUI WASTEWATER RECLAMATION FACILITY".

NO. 16-135 - MAYOR, transmitting a proposed resolution entitled "APPROVING THE INSTALLATION OF SIRENS IN THE COUNTY OF MAUI RELATING TO THE HAWAII STATE EMERGENCY OUTDOOR SIREN WARNING SYSTEM".

2. GENERAL COMMUNICATIONS:

NONE.

J. RESOLUTIONS – SECOND AND FINAL READING:

NO. 16-90 - "PROPOSING AN AMENDMENT TO THE REVISED CHARTER OF THE COUNTY OF MAUI (1983), AS AMENDED, TO CHANGE THE NAME OF THE CIVIL DEFENSE AGENCY TO THE MAUI COUNTY EMERGENCY MANAGEMENT AGENCY"

K. ORDINANCES - SECOND AND FINAL READING:

BILL NO. 71 (2016) - "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM INTERIM DISTRICT TO R-3 RESIDENTIAL DISTRICT (CONDITIONAL ZONING) FOR 14.59 ACRES AT KAWELA, MOLOKAI, HAWAII"

L. UNFINISHED BUSINESS:COUNTY COMMUNICATIONS:

NO. 16-105 - DEPUTY CORPORATION COUNSEL, relating to a bill for an ordinance amending Section 2.80B.070, Maui County Code, to adopt the updated Lanai Community Plan.

With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

L. UNFINISHED BUSINESS (continued):

ORDINANCES - SECOND AND FINAL READING:

BILL NO. 67 (2016) - "A BILL FOR AN ORDINANCE AMENDING SECTION 2.80B.070, MAUI COUNTY CODE, TO ADOPT THE UPDATED LANAI COMMUNITY PLAN"

With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

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.