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COUNCIL OF THE COUNTY OF MAUI

2016 SEP -9 PM 3: 50

A G E N D A

OFFICE OF THE
COUNTY CLERK

Regular Meeting of September 16, 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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.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.

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- A. ROLL CALL
 - B. OPENING REMARKS: COUNCILMEMBER RIKI HOKAMA
 - C. PLEDGE OF ALLEGIANCE
 - D. TESTIMONY ON CEREMONIAL RESOLUTIONS

E. CEREMONIAL RESOLUTIONS:

NONE.

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONY

G. MINUTES:

Regular Meeting of July 15, 2016

H. COMMITTEE REPORTS:

NO. 16-133 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Appendix A of the Fiscal Year 2017 Budget by increasing the grant for the Department of Housing and Human Concerns, Kupuna Care Program, by \$53,081 from the State of Hawaii Executive Office on Aging for kupuna care services; and
2. **FILING** of communication.

NO. 16-134 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Appendix A of the Fiscal Year 2017 Budget by increasing the grant for the Department of Police, State E911 Wireless Commission, by \$349,000; and
2. **FILING** of communication.

NO. 16-135 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Appendix A of the Fiscal Year 2017 Budget by increasing the grant for the Department of Police, State and Federal Assets Forfeiture Program, by \$100,000 to purchase a laser scanning system for use at crime scenes; and
2. **FILING** of communication.

H. COMMITTEE REPORTS (continued):

NO. 16-136 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Appendix C of the Fiscal Year 2017 Budget by adding a project for the Department of Police, Countywide, Countywide Police Facilities, for Improvements to the Wailuku Police Station Records and Evidence Room; and
2. **FILING** of communication.

NO. 16-137 - ECONOMIC DEVELOPMENT, ENERGY, AGRICULTURE AND RECREATION COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution to allow the County to enter into two leases to Teach Development LLC for the Old Maui High School Campus for \$1 per year in total for both parcels for a term of 60 years, for use as a facility of innovative social, economic, and environmental benefit to Maui; and
2. **FILING** of communications.

NO. 16-138 - INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to update the Maui County Code to include a mid-block crosswalk installed on Hanawai Street, Lahaina, Maui, Hawaii; and
2. **FILING** of communication.

NO. 16-139 - INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to: a) delete Pili Street, located between Market Street and Church Street, Wailuku, from the list of streets where parking is prohibited in the Wailuku District; and b) prohibit parking on the south side of Nahono Place, from Lower Honoapilani Road, Lahaina, Maui, Hawaii; and
2. **FILING** of communications.

H. COMMITTEE REPORTS (continued):

NO. 16-140 - POLICY AND INTERGOVERNMENTAL AFFAIRS COMMITTEE:

Recommending **ADOPTION** of resolution approving the appointment of Doreen Canto to the Maui Planning Commission, for a term expiring March 31, 2018.

NO. 16-141 - POLICY AND INTERGOVERNMENTAL AFFAIRS COMMITTEE:

Recommending **ADOPTION** of resolution approving the appointment of Kris McPhee as an alternate to the Urban Design Review Board, for a term expiring March 31, 2017.

NO. 16-142 - POLICY AND INTERGOVERNMENTAL AFFAIRS COMMITTEE:

Recommending **ADOPTION** of resolution approving the appointment of Roberta Patnode to the Cost of Government Commission, for a term expiring March 31, 2018.

NO. 16-143 - POLICY AND INTERGOVERNMENTAL AFFAIRS COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution approving for inclusion in the 2017 Hawaii State Association Legislative Package a State bill to enable councilmembers to freely attend community meetings;
2. **ADOPTION** of resolution approving for inclusion in the 2017 Hawaii State Association Legislative Package a State bill relating to the Transient Accommodations Tax;
3. **ADOPTION** of resolution approving for inclusion in the 2017 Hawaii State Association Legislative Package a State bill to allow persons with disabilities to indicate on their identification cards their disabilities; and
4. **ADOPTION** of resolution approving for inclusion in the 2017 Hawaii State Association Legislative Package a State bill to increase revenue for each County's affordable housing fund through a one percent conveyance tax.

I. COMMUNICATIONS:

1. COUNTY COMMUNICATIONS:

- NO. 16-203 - EMERGENCY MANAGEMENT OFFICER, transmitting a notice of grant award from the State of Hawaii, Hawaii Emergency Management Agency, for the Emergency Management Performance Grant in the amount of \$100,000.00.
- NO. 16-204 - PROSECUTING ATTORNEY, transmitting a notice of grant award from the State of Hawaii, Highway Safety Division, for the Impaired Driving Program in the amount of \$16,642.00.
- NO. 16-205 - PROSECUTING ATTORNEY, transmitting a notice of grant award from the State of Hawaii, Highway Safety Division, for the Traffic Records Program in the amount of \$14,950.00.
- NO. 16-206 - DIRECTOR OF FINANCE, transmitting the Taxicab Rate of Fare and Baggage Charges.
- NO. 16-207 - MAYOR, informing of a vacancy on the Committee on the Status of Women due to the resignation of Leigh Fitzgerald.
- NO. 16-208 - MAYOR, informing of a vacancy on the Maui County Arborist Committee due to the resignation of Jackie Brainard.
- NO. 16-209 - MAYOR, informing of the appointment of Lance De Silva to the Maui County Arborist Committee.
- NO. 16-210 - MAYOR, informing of the appointment of Sharon Daniels (replacing Jennifer McLean) to the Committee on the Status of Women.
- NO. 16-211 - PLANNING DIRECTOR, relating to the Maui Impact Fee Study and transmitting the following:
1. A Report entitled "MAUI ISLAND IMPACT FEE STUDY";
 2. A Report entitled "LEVEL-OF-SERVICE ANALYSIS AND ALTERNATIVE FINANCING STUDY"; and
 3. A draft bill entitled "A BILL FOR AN ORDINANCE AMENDING TITLE 14, MAUI COUNTY CODE, PERTAINING TO IMPACT FEES FOR SOLID WASTE, FIRE, POLICE, AND WASTEWATER IMPROVEMENTS ON MAUI, HAWAII".
- NO. 16-212 - DIRECTOR OF PUBLIC WORKS, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN AMENDMENT TO AN EXISTING INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII REGARDING FEDERAL AID PROJECTS".

I. COMMUNICATIONS (continued):

- NO. 16-213 - DIRECTOR OF FINANCE, transmitting the Finance Director's Quarterly Report for Fiscal Year July 1, 2015 to June 30, 2016 as of June 30, 2016 and the Capital Improvement Projects Report as of June 30, 2016.
- NO. 16-214 - 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 C - CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF FINANCE, DEPARTMENT OF HOUSING AND HUMAN CONCERNS, DEPARTMENT OF MANAGEMENT, DEPARTMENT OF PARKS AND RECREATION, DEPARTMENT OF POLICE, DEPARTMENT OF PUBLIC WORKS".
- NO. 16-215 - COUNCIL CHAIR WHITE, relating to the Hawaii Visitors and Convention Bureau marketing overview and strategies.
- NO. 16-216 - ECONOMIC DEVELOPMENT DIRECTOR, transmitting a proposed resolution entitled "AUTHORIZING AN AMENDMENT FOR AN EXTENSION OF A GRANT OF A LICENSE OF COUNTY REAL PROPERTY FOR THE INSTALLATION, OPERATION, AND MAINTENANCE OF ELECTRIC VEHICLE QUICK CHARGERS AND LOCAL BATTERY UNITS".
- NO. 16-217 - COUNCIL CHAIR WHITE, relating to the transfer of equipment from the New Energy and Industrial Technology Development Organization (NEDO).
- NO. 16-218 - PLANNING DIRECTOR, relating to an application submitted by A&B Properties, Inc., for the Waiale District South Project, transmitting copies of documents and the following proposed bills entitled:
1. "A BILL FOR AN ORDINANCE TO AMEND THE WAILUKU-KAHULUI COMMUNITY PLAN AND LAND USE MAP FROM AGRICULTURAL DISTRICT TO WAIALE PROJECT DISTRICT SOUTH FOR PROPERTY SITUATED AT WAIKAPU, WAILUKU, MAUI, HAWAII";
 2. "A BILL FOR AN ORDINANCE TO CHANGE ZONING FROM AGRICULTURAL DISTRICT TO WAIALE PROJECT DISTRICT SOUTH (CONDITIONAL ZONING) FOR PROPERTY SITUATED AT WAIKAPU, WAILUKU, MAUI, HAWAII"; and
 3. "A BILL FOR AN ORDINANCE AMENDING TITLE 19, MAUI COUNTY CODE, TO ESTABLISH PERMISSIBLE LAND USES, STANDARDS OF DEVELOPMENT, AND ALLOCATIONS OF LAND FOR WAIALE PROJECT DISTRICT SOUTH SITUATED AT WAIKAPU, WAILUKU, MAUI, HAWAII".

2. GENERAL COMMUNICATIONS:

NO. 16-9 - GRANT Y. M. CHUN, VICE PRESIDENT, A&B PROPERTIES, INC., submitting an annual status report in accordance with Condition 17 of Ordinance No. 3312, change in zoning from Interim District to R-1 Residential District and PK-1 Neighborhood Park District, Conditional zoning, for property situated at Haliimaile, Maui, Hawaii. (Haliimaile Subdivision).

J. RESOLUTIONS:

NONE.

K. ORDINANCES - SECOND AND FINAL READING:

BILL NO. 88 (2016) - "A BILL FOR AN ORDINANCE AMENDING SECTIONS 14.34.090 AND 14.35.080, MAUI COUNTY CODE, RELATING TO THE EXEMPTIONS FOR THE WASTEWATER ASSESSMENT FEES FOR FACILITY EXPANSION AND COLLECTION/TRANSMISSION SYSTEM UPGRADE"

L. UNFINISHED BUSINESS:

NONE.

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.