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**COUNCIL OF THE COUNTY OF MAUI**

2016 NOV 10 PM 3: 59

**A G E N D A**

Regular Meeting of November 18, 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.maui.hi.us/Archive.aspx?AMID=226>  
e-mail: [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us)

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**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 An individual's request to testify shall be deemed withdrawn if the individual does not answer when called to testify.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 DON COUCH

C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTIONSE. CEREMONIAL RESOLUTIONS:

NONE.

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONYG. MINUTES:

Regular Meeting of October 7, 2016

H. COMMITTEE REPORTS:NO. 16-178 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Appendix A of the Fiscal Year 2017 Budget by adding a new grant for the Department of the Prosecuting Attorney, entitled "Hawaii Criminal Justice Data Center," in the amount of \$41,000; and
2. **FILING** of communication.

NO. 16-179 - ECONOMIC DEVELOPMENT, ENERGY, AGRICULTURE, AND RECREATION COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution to authorize the Mayor to enter into a lease with Boys & Girls Clubs of Maui, Inc., for the Haiku Clubhouse, for a term expiring on June 30, 2046, at an annual rent of \$1;
2. **FILING** of Committee Report 16-167; and
3. **FILING** of communication.

I. COMMUNICATIONS:1. COUNTY COMMUNICATIONS:

NO. 16-279 - DIRECTOR OF PERSONNEL SERVICES, informing of the abolishment of positions in various County departments.

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I. COMMUNICATIONS (continued):

- NO. 16-280 - CHIEF OF POLICE, informing of the receipt of \$2,022.57 in Forfeiture Funds from the U.S. Marshals Service.
- NO. 16-281 - CHIEF OF POLICE, transmitting a copy of the grant modification from the Office of National Drug Control Policy for the 2015 High Intensity Drug Trafficking Areas Grant in the amount of \$19,500.
- NO. 16-282 - DIRECTOR OF FINANCE, transmitting two reports on the settlement of claims as of September 30, 2016.
- NO. 16-283 - DIRECTOR OF FINANCE, informing of the acquisition of Waterline Easement R-6, Kehalani Mauka (Large-Lot) Subdivision No. 3-C, TMK: (2) 3-5-001:114.
- NO. 16-284 - DIRECTOR OF FINANCE, informing of the acquisition of Waterline Easement W-2, Waikapu East (Large-Lot) Subdivision No. 3, Lot B, TMK: (2) 3-5-030:135.
- NO. 16-285 - DIRECTOR OF FINANCE, informing of the acquisition of Waterline Easement W-3, Waikapu East (Large-Lot) Subdivision No. 3, TMK: (2) 3-5-002:012.
- NO. 16-286 - MAYOR, informing of the appointment of Kate Griffiths (replacing Leigh Fitzgerald) to the Committee on the Status of Women.
- NO. 16-287 - DIRECTOR OF WATER SUPPLY, transmitting water use reports for August and September 2016 received from the State of Hawaii Commission on Water Resources Management for all registered well reporters for Maui County.
- NO. 16-288 - DIRECTOR OF WATER SUPPLY, transmitting the Department of Water Supply's Monthly Source and Groundwater Use Reports for the month ending October 2016.
- NO. 16-289 - COUNCIL CHAIR WHITE, transmitting a proposed resolution entitled "APPROVING THE APPOINTMENT OF TAMMY FRIAS AS SUPERVISING COMMITTEE SECRETARY IN THE OFFICE OF COUNCIL SERVICES".
- NO. 16-290 - BUDGET DIRECTOR, transmitting the Budget Implementation Report as of September 30, 2016 (Fiscal Year 2017 First Quarter).

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I. COMMUNICATIONS (continued):

- NO. 16-291 - 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 A, PART I, GRANT REVENUE - SCHEDULE OF GRANTS BY DEPARTMENTS AND PROGRAMS, CIVIL DEFENSE AGENCY (STATE HOMELAND SECURITY GRANT (SHSG) PROGRAM)".
- NO. 16-292 - 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 A, PART I, GRANT REVENUE - SCHEDULE OF GRANTS BY DEPARTMENTS AND PROGRAMS, DEPARTMENT OF HOUSING AND HUMAN CONCERNS (KAISER FOUNDATION HEALTH PLAN)".
- NO. 16-293 - CHAIR, BOARD OF REVIEW, transmitting a copy of the "REAL PROPERTY TAX BOARD OF REVIEW, MAUI COUNTY YEAR END REPORT 2015/16".
- NO. 16-294 - DIRECTOR OF PARKS AND RECREATION, transmitting a proposed resolution entitled "AUTHORIZING ACCEPTANCE OF A DONATION OF TRACTOR COMPONENTS FROM STANLEY N. FUKUDA, TO THE COUNTY OF MAUI, DEPARTMENT OF PARKS AND RECREATION, PURSUANT TO CHAPTER 3.56, MAUI COUNTY CODE".
- NO. 16-295 - PLANNING DIRECTOR, transmitting a Conditional Permit application submitted by Lanai Resorts, LLC, dba Pulama Lanai, transmitting documents and a proposed bill entitled "A BILL FOR AN ORDINANCE GRANTING LANA'I RESORTS, LLC, DBA PULAMA LANA'I, A CONDITIONAL PERMIT TO ALLOW UP TO 40 SPECIAL EVENTS PER YEAR AT THE CHALLENGE AT MANELE GOLF COURSE, WITHIN THE COUNTY LANAI PROJECT DISTRICT 1 (MANELE), FOR PROPERTY IDENTIFIED AS PORTIONS OF TAX MAP KEY NUMBER (2) 4-9-017:008, MANELE, LANAI, HAWAII".
- NO. 16-296 - COUNCIL CHAIR WHITE, transmitting a proposed resolution entitled "REFERRING TO THE MAUI PLANNING COMMISSION PROPOSED BILLS TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION, ENACT A COMMUNITY PLAN AMENDMENT, AND CHANGE THE ZONING FOR 14.950 ACRES AT 305 MEHA ROAD (PORTION) AND 480 OLINDA ROAD, MAKAWAO, HAWAII".

2. GENERAL COMMUNICATIONS:

NONE.

**J. RESOLUTIONS:**

NO. \_\_\_\_\_ "AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO REQUEST THE GOVERNOR OF HAWAII TO DESIGNATE THE ISLAND OF MOLOKAI AS AN ENTERPRISE ZONE FOR TWENTY YEARS DUE TO EXPIRATION OF THE PRIOR ENTERPRISE ZONE DESIGNATION, PURSUANT TO SECTION 3.80.030, MAUI COUNTY CODE"

**K. ORDINANCES - SECOND AND FINAL READING:**

BILL NO. 109 (2016) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2017 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, WAILUKU-KAHULUI COMMUNITY PLAN AREA, SANITATION, CENTRAL MAUI LANDFILL (CML) PHASE V GAS COLLECTION SYSTEM EXPANSION"

BILL NO. 110 (2016) - "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4331, BILL NO. 59 (2016), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI (CENTRAL MAUI LANDFILL (CML) PHASE V GAS COLLECTION SYSTEM EXPANSION)"

BILL NO. 111 (2016) - "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 CLEAN WATER STATE REVOLVING FUND FOR THE CENTRAL MAUI LANDFILL (CML) PHASE V GAS COLLECTION SYSTEM EXPANSION, FISCAL YEAR 2017 BUDGET ORDINANCE"

BILL NO. 112 (2016) - "A BILL FOR AN ORDINANCE AMENDING SECTION 10.48.040, MAUI COUNTY CODE, RELATING TO PARKING PROHIBITIONS ON KEALAKAI PLACE, PAIA, MAUI, HAWAII"

**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.