M I N U T E S

of the

COUNCIL OF THE COUNTY OF MAUI

June 2, 2017

THE REGULAR MEETING OF THE COUNCIL OF THE COUNTY OF MAUI, STATE OF HAWAII, WAS HELD IN THE COUNCIL CHAMBER, KALANA O MAUI BUILDING, WAILUKU, HAWAII, ON FRIDAY, JUNE 2, 2017, BEGINNING AT 9:02 A.M., WITH CHAIR MICHAEL B. WHITE PRESIDING.

CHAIR WHITE: This meeting of the Council of the County of Maui will please come to order.

Mr. Clerk, please call the roll.

ROLL CALL

PRESENT: COUNCILMEMBERS ALIKA ATAY, ELEANORA COCHRAN, S. STACY CRIVELLO, DONALD S. GUZMAN, G. RIKI HOKAMA, KELLY T. KING, YUKI LEI K. SUGIMURA, VICE-CHAIR ROBERT CARROLL, AND CHAIR MICHAEL B. WHITE.

EXCUSED: NONE.

DEPUTY COUNTY CLERK JOSIAH NISHITA: Mr. Chair, there are nine Members present. A quorum is present to conduct the business of the Council.

CHAIR WHITE: Thank you very much, Mr. Clerk.

And for opening remarks this morning, we have Ms. Crivello.

OPENING REMARKS

The opening remarks were offered by Councilmember Stacy Crivello.

CHAIR WHITE: Thank you very much.

We all would agree that the Budget staff worked very long hours. After we all left the chambers, they were still here making sure that they had all the numbers correct. So, we all take our hats off to the, to the staff that did the real heavy lifting during the budget process.

So, with that, would you all please rise and join me in the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE

The Members of the Council, and others in attendance, rose and recited the Pledge of Allegiance.

CHAIR WHITE: And, before we proceed, I would please ask everyone to put their phones on silent mode.

And, Mr. Clerk, let's proceed with the agenda.

DEPUTY COUNTY CLERK: Mr. Chair, proceeding with presentation of testimony on ceremonial resolutions. We have received two requests from individuals who have signed up to testify in the Council chamber.

The first person to testify in the Council chamber is Noelani Sugata, testifying on the ceremonial resolution, entitled "CONGRATULATING KALANI PE`A FOR WINNING THE BEST REGIONAL ROOTS ALBUM AT THE 59TH ANNUAL GRAMMY AWARDS".

PRESENTATION OF WRITTEN OR ORAL TESTIMONY

MS. NOELANI SUGATA:

Aloha, Chair White and County Councilmembers. My name is Noelani Sugata. And mahalo for today's resolution "CONGRATULATING KALANI PE`A FOR WINNING THE BEST REGIONAL ROOTS ALBUM AT THE 59TH ANNUAL GRAMMY AWARDS".

To add to Kalani's accolades, he recently won "Best Contemporary Album" at this year's Na Hoku Hanohano Music Awards. These two wins for his debut album "E Walea" makes him the first Hawaii recording artist to win a Grammy and a Hoku for the same album.

I couldn't make the Grammy's, but I made the Hoku's. And to see Kalani and his partner, Allan Cool, on stage was truly amazing. I am so proud for my two friends.

Some backstory, we're from the Big Island, and moved to Maui for work within the last couple of years. Allan and Kalani have been my support system since I moved here a year and a half ago.

Kalani's awards have been covered by lots of various media outlets here in Hawaii and afar. I want to share a couple articles with you that you might not have heard of before. Thefader.com is a global online music art and style magazine. Kalani describes his album as not being a traditional Hawaiian album. I couldn't agree more with that statement. I don't think anything is traditional about his Grammy win. In fact, traditionally the Best Regional Roots Grammy goes to a Cajun album.

And another article by PASTE Magazine, which is based out of Georgia. The author featured five stories highlighting winners from the preshow. The article reads: "Maui-based singer Kalani Pe`a took home the prize this year, and though he comes from traditional roots, he may not look or sound like the usual vision mainlanders have of Hawaiian musicians".

I'm pretty sure most of you have seen and heard Kalani sing live in your communities. I would agree that this millennial Hawaiian brings something to the table. Kalani's true statement to himself, Kalani stays true to himself as an artist. He loves R&B music. He even sings opera for me. And in real life, he is what his album means, which is to be exuberant.

Thank you, Council, for putting this together. I'm normally here in this capacity to give testimony for a bill or budget, it's nice to be able to highlight something as special as this resolution. Congratulations, Kalani in all your success. Mahalo.

CHAIR WHITE: Thank you, Ms. Sugata.

Mr. Clerk.

DEPUTY COUNTY CLERK: Next person to testify is Allan Cool, testifying on ceremonial resolution entitled "CONGRATULATING KALANI PE`A FOR WINNING THE BEST REGIONAL ROOTS ALBUM AT THE 59TH ANNUAL GRAMMY AWARDS".

MR. ALLAN COOL:

Aloha, good morning. Thanks for having me. Aloha, my name is Allan Cool. I'm the First Assistant Store Director for Safeway, right here in Wailuku.

I want to congratulate Kalani Pe`a for making history at the 2017 Grammy Awards this past February. This historic win could not have been possible without the support of Maui.

Kalani has worked on the board for IMUA Family Services, and has done work with the Lahaina Civic Club, Maui Nui Botanical Gardens, Iao Valley Nature Center, Kamehameha Schools Maui, Waihee Elementary School. I also want to spend, send a special thanks to Jon Woodhouse at the Maui News; Shawn and Jade at Maui Time Weekly; the staff at the Maui Arts and Cultural Center; the staff at Wailuku First Friday, including Chair Yuki Lei for supporting Kalani and his journey. I also would like to extend a mahalo to the Executive Director of Paia Town Association, Noelani Sugata; the Maui Now staff; MauiWatch staff; and our local KPOA radio station.

Thank you for this resolution.

CHAIR WHITE: Thank you very much for your testimony.

Mr. Clerk.

DEPUTY COUNTY CLERK: Mr. Chair, there are no further individuals signed up to testify in the Council chamber or at the District Offices who wish to provide testimony on the ceremonial resolutions. Shall we close testimony on ceremonial resolutions?

CHAIR WHITE: Without objections, we will close testimony.

MEMBERS VOICED NO OBJECTION.

CHAIR WHITE: Thank you, so ordered.

DEPUTY COUNTY CLERK: Mr. Chair, proceeding with ceremonial resolutions.

CEREMONIAL RESOLUTIONS

RESOLUTION
NO. 17-88

CONGRATULATING KALANI PE'A FOR WINNING
THE BEST REGIONAL ROOTS ALBUM AT THE
59TH ANNUAL GRAMMY AWARDS

CHAIR WHITE: Thank you, Mr. Clerk.

Mr. Atay.

COUNCILMEMBER ATAY:

CHAIR, I WOULD LIKE TO MOVE TO ADOPT THIS RESOLUTION.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR WHITE: We have a motion from Mr. Atay, and a second from Ms. Sugimura.

Mr. Atay.

COUNCILMEMBER ATAY: Yes, sir. I'd like to request that the resolution be read in its entirety.

CHAIR WHITE: Any objections, Members?

MEMBERS VOICED NO OBJECTION.

CHAIR WHITE: Okay, so ordered.

Mr. Clerk.

(The resolution was read in its entirety.)

CHAIR WHITE: Thank you, Mr. Clerk.

Mr. Atay.

COUNCILMEMBER ATAY: Chair, Grammy's, names such as Eric Clapton, Michael Jackson, Tony Bennett, Ray Charles, Frank Sinatra, Madonna, Taylor Swift, Beyoncé, Adele, Bruno Mars, Justin Timberlake, Stevie Wonder, Elton John. These are just a few of the names that hold the titles of Grammys.

It's not easy finding your niche in the music industry, especially when that industry is Hawaiian music. And, it's considered a small portion of the music industry worldwide. It's not easy coming from Maui and pushing through tough obstacles to realize your goal of being a Hawaiian entertainer and getting recognized for the hard work you've done. It's also not easy to come from Hawaii and win a Grammy for the Best Regional Roots category, a short time after becoming a professional entertainer. Yet, Kalani Pe`a has done all of that and more. It is not only his talent, but also his determination and drive that got the Grammy nominates to take notice, and we want to celebrate him and his achievements thus far.

All of our wonderful entertainers, past and present, have done their part to take the music of Hawaii far and wide, garnering a wider listening audience. And Kalani Pe`a's Grammy win has been a big boost for Hawaiian music globally in a time when "Ike Hawaii" is gaining popularity and crossing borders.

We mahalo Kalani Pe`a for his beautiful mele. I want to also congratulate him on his recent win at the Na Hoku Hanohano Awards this year for Contemporary Album of the Year. We look forward to hearing more of this mana`o through music.

CHAIR WHITE: Thank you, Mr. Atay.

Members, further discussion?

Ms. Sugimura.

COUNCILMEMBER SUGIMURA: I would like to also congratulate Kalani. So, I first met Kalani at Wailuku First Friday. And he would show up at the main stage, and, and I got to talk to him, and he has this vibrant personality. And, he was first our emcee. He ended up to be a big part of the show with his great big personality, and eventually, he became the show.

He is very talented, and I think the Maui News article, which I saved, in February when he was, when it was announced that he got the Grammy, best describes his personality. The opening paragraph by Maui News says, "Running down the aisle with his arms open wide, Maui singer/songwriter Kalani Pe`a stepped on stage to accept a historic Grammy Award on Sunday in Los Angeles". And that so describes his

personality. He is super talented. If you ever walk into a music production, you can spot him out. He is super, super.

So, I'm so honored that the Council is recognizing him today. And, thank you, Chair.

CHAIR WHITE: Thank you, Ms. Sugimura.

Members, further discussion on this item?

Ms. Crivello.

COUNCILMEMBER CRIVELLO: Aloha, and I also would like to extend our mahalo. You know, just to hear of your walks in your personal life by overcoming a speech impediment means a lot. And here you are, a shining star on the stage expressing the universal language that we all, no matter where you come from.

So, I want to thank you for continuing the essence of music. And, you know, many of us we start with either Country music, R&B, and then we remember to add in our cultural traditions in-between, and you've done a good job. So, mahalo and you make, you make Maui County and all of Hawaii proud. Mahalo.

CHAIR WHITE: Any further discussion, Members? Seeing none, all those in favor of the motion please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

COUNCILMEMBER ATAY: Chair, I'd like to--

CHAIR WHITE: Mr. Atay.

COUNCILMEMBER ATAY: --I'd like to ask if we could invite Kalani Pe`a to the floor to receive a copy of the resolution.

CHAIR WHITE: Certainly.

Mr. Pe`a, would you please join us.

COUNCILMEMBER ATAY: Chair, if I may allow Kalani Pe`a to share a few remarks.

CHAIR WHITE: Certainly. Thank you.

MR. KALANI PE`A: *Spoke in Hawaiian.*

I am very, very grateful every day, and big boys do cry. I pinch myself. I don't even realize that I am a Grammy winner. The winner and the accolades, and the awards do not define me. I have goals, I have objectives to serve our communities. And that's the important thing; education, insight, and moving forward.

So, I mahalo `Anakala, mahalo Trinette, mahalo Yuki, mahalo Chair, mahalo . . . . Now, I have to wipe these tears. And this, mahalo . . . . Hawaiian Homestead boy can cry, because I'm full of joy and happiness. So, mahalo for this opportunity. I appreciate it. Thank you.

CHAIR WHITE: Thank you so much, Mr. Pe`a.

Mr. Clerk.

RESOLUTION
NO. 17-89

CONGRATULATING THE MAUI HIGH SCHOOL BASEBALL TEAM
FOR WINNING THE 2017 WALLY YONAMINE FOUNDATION
DIVISION I STATE CHAMPIONSHIP

CHAIR WHITE: Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair.

I MOVE TO ADOPT THE RESOLUTION AS STATED BY THE CLERK.

COUNCILMEMBER KING:

SECOND.

CHAIR WHITE: We have a motion from Mr. Guzman, and a second from Ms. King.

Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair. May I please request the Clerk to read the resolution in its entirety?

CHAIR WHITE: Certainly.

Mr. Clerk.

(The resolution was read in its entirety.)

CHAIR WHITE: Thank you, Mr. Clerk.

Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair. Today we welcome to the Council chambers, the Maui High Sabers baseball team, the dream team that achieved the victory in the face of unlikely and unpromising circumstances. The team finished third place in the regular season standings.

Entering the tournament, hopes were pinned on the defending State champions and third seated Baldwin Team. But it was Maui High players who stepped up and came together and beat Mililani 12-2 in 5 innings in the first round of play. Media accounts on the, on each day of the tournament described outstanding play by individuals of the team. Many of those plays were in combination of individual ability and the careful planning between the at-bat player and another teammate in order to earn those crucial runs to secure the win. Truly, the definition of teamwork.

An equally important component of the team was the guidance and support of the head coach, Chase Corniel, and the assistant coaches. In addition to technical training and strategy, they built the players confidence in each, in each other, and encouraged their willingness among the players to contribute their individual talents to make the team great.

It is not without a doubt a team effort, especially for the families and their parents to support the players in this accomplishment. It is with great pride and honor that we commend and, and commit to our Maui youth, and congratulate them for traveling to Oahu to win the State title.

These outstanding men have represented Maui with pride, and I ask the Members for their full support of this resolution. Thank you.

CHAIR WHITE: Thank you, Mr. Guzman.

Members, any further discussion on this item?

Mr. Hokama, followed by Ms. Sugimura.

COUNCILMEMBER HOKAMA: Chairman, thank you. I'd like to add my congratulations, and offer our job well done from the people of Lanai.

You know, just like Mr. Pe`a, this team had to travel; travel either to educate others or to showcase what makes our community outstanding. And you know, when Mr. Pe`a was a . . . you know, whether it's the Maui High School team or Mr. Pe`a, we wonder why we come up with the term Maui No Ka Oi; Maui is the best.

If you look at this team, Chairman, you know what impressed me the most? Their attitude and how they conducted themselves, even in trying times. I can tell you, watching them on the TV, there was certain instances where I wish it wasn't so exciting, but they made it very exciting for us as fans of public schools and of Maui, Maui High School, in their competition.

But what they've shown on State TV was not only sportsmanship, but the attitude of how to play the game against competitors. It was very strong in this competition, but the sportsmanship and courtesy given to one another during and after the game exemplified, I would say, the attributes that we look forward in our young adults. And you got to give the coaches a lot of credit for developing the discipline and the ability of our young people to showcase their skills.

But I, like many others before me, cannot ignore what parents and boosters provide our youth. And I think that part of this win should be, and part of the recognition that we give to their parents for being there steadfast in their support of their children and the betterment of their school system.

So, I want to thank this high school for demonstrating, once again, that public school is still a great place for educational advancement, as well as learning the skills of sportsmanship and good citizenship. Thank you.

CHAIR WHITE: Thank you, Mr. Hokama.

Ms. Sugimura.

COUNCILMEMBER SUGIMURA: So, I also would like to extend my congratulations, Chair, to Maui High School. And in order for them to achieve this level, it really takes, as Member Hokama said, it takes a lot more than the team, but it takes great parents to instill discipline, I think from a young age, to work as a team and work as a family unit. And then for taking it to this next step in, and to display the, the efforts and skill that they had, and to have a great coach, or the great coaches who can bring that out of them and make them excel. I think it just takes a lot.

But, really congratulations to them. And as a, you know, public school, I went to Baldwin High School, and no matter what, anything that happens in Maui County, we all feel like we're part of them. So, this is a great, great, great day. Thank you very much.

CHAIR WHITE: Thank you, Ms. Sugimura.

Ms. Crivello.

COUNCILMEMBER CRIVELLO: Aloha and congratulations Maui High. Congratulations Hawaii State Baseball Champions. So, I join all of Maui, Lanai, and of course on behalf of my island Molokai, I want to say mahalo for providing for me, cause I'm a spectator and I enjoy the sports. And you know, you've actually put me like I was part of your game.

So, I want to thank you. I want to thank all of your families and parents. I see some names I'm sure that has some ties to my island home. And most of all, of course, the hard work and dedication from our coaches, from the coaches. And there's no doubt it takes a lot of hard work.

And, so it, we know that we are putting our islands in the good hands of our future leaders, because they're already our leaders of today with the ability that they performed as athletes. And, there's no question you have to have the academics to make it all the way to the games. So, mahalo and congratulations.

CHAIR WHITE: Thank you, Ms. Crivello.

Ms. King.

COUNCILMEMBER KING: Thank you, Chair. I want to add my congratulations, and thank my colleague, Councilmember Guzman, for bringing this forward as a, as a resident member of a fellow district that feeds into Maui High School. We were both at the Maui High graduation this year.

But I've been involved in Maui High School since the 90's, when I joined the school community-based management. Both my children graduated from Maui High. So, anytime I see a, a win like this, it fills me with great pride.

But, I also want to recognize that bringing these kinds of, especially with public schools, these kinds of congratulatory resolutions to our floor, reiterates for me that even though we might be looking at a State institution with the Department of Education, all of our students in Maui County are county residents. And so, it bridges that gap between what is State and what is County. These are our kids. This is our Maui High School.

And I want to congratulate you from the bottom of my heart, and the coaches, for all their hard work. Thank you for, once again, putting Maui High School on the map. Thank you, Chair.

CHAIR WHITE: Thank you, Ms. King.

COUNCILMEMBER ATAY: Chair.

CHAIR WHITE: Mr. Atay.

COUNCILMEMBER ATAY: I too would want to extend my congratulations to the Maui High School baseball team, the athletes, and most especially a big congratulations and thank you to the coaches; the coaches, the adult mentors of the team. Watching, I only had the chance to watch the last two games, and it was exciting for me. From the competition part, I look at it and congratulate them to always believe. They never doubted, the attitude of that's why we line up and play, is to see who is going to be better on that day. So, congratulate.

And seeing that effort, it is a time to also hope that these young gentlemen will take this experience forward in their lives, and apply it not just in athletics, but apply it in your community and your role in whatever journey you're going to be on. Never give up, never give up. Congratulations.

CHAIR WHITE: Thank you, Mr. Atay.

Any more discussion, Members?

I would just like to add that I totally agree with the comments made by the other Members. What you guys have achieved is very special, and I think you can tell that you've got a lot of, a lot of fans on the floor here. And the tournament was taking place in the middle of budget, when we worked very long hours. And so, we were getting

updates from time to time on what the score was. And when we broke, many of the folks on this floor went to catch up on TV with what the status was.

So, congratulations for a great job. And congratulations, of course, to the parents and especially the coaches.

So, any further discussion, Members? Seeing none, all those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

Oh, I'm sorry, Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair. May I ask permission to bring the Saber Team to the floor, as well as the, their head coach Chase Corniel to say a few words?

CHAIR WHITE: Certainly.

Please join us on the floor.

Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair. It is with great pride and honor that the Council, on behalf of the Council, we present this resolution to the Saber Team for winning the State championship.

And, also on a personal note to head coach Chase Corniel, who, who's comes, who actually comes from a legacy of training young children. His family, just on a personal note, has taken care of my boys for years, my two boys. And his legacy just continues on and on in training the youth. So, I present to you our head coach, Mr. Corniel.

MR. CHASE CORNIEL: Thank you, Don Guzman. Thank you, Maui Councilmembers for thanking us and honoring us for the State Championship.

First of all, I'd like to thank my wife Regina, and my family, also my parents, also the Maui administration, Maui High Team mother Melina Mindoro who's in the attendance right now. Also, my assistant coaches Brent Fukugawa, who has been instrumental with me, as, as a head coach, as my tenure here. Also, Marshall Mindoro, who has, this is his first year. His son is Kao Mindoro. And he was very important for the motivation and working with the players' hitting.

I'd like to talk about the team. As far as the season, the boys, the boys did very well. At the beginning of the year, they committed on winning. We set goals as a team. First goal was to win the MIL title. Of course, we came up short with that. Once we figured out where we stand throughout the season, I think we look back at what we had to do as a team in order to get better.

And we as coaching staff had to instill the confidence in the boys to understand that they can still put it together. We still can win the State title. And, the boys bought into it. And, I really wanted to commend them for their efforts, because they could have easily, you know, went south on that season.

Also, understanding that, I think, three of the four games we was playing, we was down by two runs. So, we wasn't ahead early on, and it just showed how resilient these boys are. And coming back from that type of deficit in a State tournament, knowing it's a single elimination tournament, it's a tough road. But once we started scoring, that's when everything started happening. And I wanted to thank them, because they showed me a lot, and they showed a lot of the people of Maui what, what Maui High Baseball is all about.

Once again, I want to thank the Councilmembers for honoring us for today. I really appreciate that, you know, the people of Maui on their support. Wherever I went, even when I work at my second job at Grand Wailea, they supported us. Wherever, you know, wherever I go now, it's like, congratulations coach. And I really want to thank you guys for the support. And thank you again.

CHAIR WHITE: Thank you very much, coach.

Mr. Clerk.

DEPUTY COUNTY CLERK: For the record, RESOLUTION 17-88 and 17-89 for the two ceremonial resolutions, respectively.

Mr. Chair, proceeding with the presentation of testimony on agenda items. Currently, we have no testifiers signed up in the Council chamber or at the District Offices to provide testimony.

CHAIR WHITE: Have we received any written testimony, Mr. Clerk?

DEPUTY COUNTY CLERK: Mr. Chair, we have not received any written testimony.

CHAIR WHITE: Okay. Thank you very much.

Members, having no testifiers in any of the locations, the Chair will close public testimony without objections.

MEMBERS VOICED NO OBJECTION.

CHAIR WHITE: Thank you.

Mr. Clerk, please proceed.

DEPUTY COUNTY CLERK: Mr. Chair, proceeding with minutes.

MINUTES

The minutes of the Council of the County of Maui's regular meetings of April 7, 2017, and April 21, 2017, were presented at this time.

CHAIR WHITE: Mr. Carroll.

VICE-CHAIR CARROLL: Thank you, Chair.

I MOVE TO, I MOVE THAT THE MINUTES OF THE REGULAR MEETING OF APRIL 7, 2017, AND THE REGULAR MEETING OF APRIL 21, 2017, BE APPROVED.

COUNCILMEMBER CRIVELLO:

SECOND.

CHAIR WHITE: We have a motion from Mr. Carroll, and a second from Ms. Crivello.

Mr. Carroll.

VICE-CHAIR CARROLL: No discussion.

CHAIR WHITE: Thank you.

Members, any discussion on these items? Seeing none, all those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

DEPUTY COUNTY CLERK: Mr. Chair, proceeding with county communications.

COUNTY COMMUNICATIONS

NO. 17-223 - DANILO F. AGSALOG, DIRECTOR OF FINANCE, (dated May 19, 2017)

Informing of the acceptance of a Warranty Deed for a 5-Foot Wide Road Widening Lot, Lot 5, Holokai Road Subdivision, TMK: (2) 2-8-004:068.

CHAIR WHITE: Ms. Cochran.

COUNCILMEMBER COCHRAN: Thank you, Chair. Chair, this transmittal does come from the Director of Finance. And the matter is vague, and map is inel, intelligible, and I have corresponded with the departments previously with similar items that if there was more information, I'd be more than happy to process it and, and move it through. But because I'm not very clear on what this is exactly, but they have all rights to pursue the acceptance, I understand that, I would rather have it be sent to Committee.

CHAIR WHITE: Okay. Members, any objections to the referral?

MEMBERS VOICED NO OBJECTION.

CHAIR WHITE: Okay, so ordered.

COUNCILMEMBER COCHRAN: Thank you.

CHAIR WHITE: Thank you, Ms. Cochran.

Mr. Clerk.

DEPUTY COUNTY CLERK: For the record, County Communication 17-223 will be referred to the IEM Committee.

NO. 17-224 - ALAN M. ARAKAWA, MAYOR,
(dated May 23, 2017)

Informing of a vacancy on the Commission on Children and Youth due to the resignation of James Wisthoff on May 17, 2017.

CHAIR WHITE: Ms. Sugimura.

COUNCILMEMBER SUGIMURA:

MR. CHAIR, I, I MOVE TO FILE COUNTY COMMUNICATION 17-224.

COUNCILMEMBER CRIVELLO:

SECOND.

CHAIR WHITE: We have a motion from Ms. Sugimura, and a second from Ms. Crivello.

Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you, Chair. The Mayor received notification of the resignation of James Wisthoff from the Commission on Children and Youth on May 17, 2017.

We want to thank Mr. Wisthoff for his time served on the Commission, and wish him the best for the future.

CHAIR WHITE: Thank you.

Any further discussion on this item? Seeing none, all those in favor of the motion please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

NO. 17-225 - DANILO F. AGSALOG, DIRECTOR OF FINANCE, (dated May 9, 2017)

Informing of the acceptance of a 15-Foot Wide Waterline Easement, WL-1, Haliimaile Residential Large Lot Subdivision, Lot 3, TMK: (2) 2-5-003:030.

CHAIR WHITE: Mr. Atay.

We'll take a quick recess.

(THE MEETING WAS RECESSED BY THE CHAIR AT 9:43 A.M., AND WAS RECONVENED AT 9:44 A.M., WITH ALL MEMBERS PRESENT.)

CHAIR WHITE: This meeting will please come back to order.

Mr. Atay.

COUNCILMEMBER ATAY:

CHAIR, I'D LIKE TO REQUEST TO FILE COUNTY COMMUNICATION 17-225.

COUNCILMEMBER COCHRAN:

SECOND.

CHAIR WHITE: We have a motion from Mr. Atay, and a second from Ms. Cochran.

Mr. Atay.

COUNCILMEMBER ATAY: No discussion.

CHAIR WHITE: No discussion. Thank you.

Members, any other discussion?

Mr. Hokama.

COUNCILMEMBER HOKAMA: Chairman, I'm going to be happy to support our subject matter Chairman, Mr. Atay.

I will note though on Exhibit "B", I find a couple of things lacking. One, there is no stamp or signature to certify this exhibit. That was done with the previous communication that we referred.

Second, Chairman, I'm not that comfortable just to have an approximate location of a easement. I don't know how we argue with the landowner that it abuts us that says this is the site when we don't know what is really the site.

So, I don't know if this satisfies Water Department, but I find this an interesting way to grant or accept easements with just approximations. Thank you, Chairman.

CHAIR WHITE: Any further discussion, Members?

Mr. Guzman.

COUNCILMEMBER GUZMAN: Yes, Chair. May I kindly ask the Chair of the Water Committee to maybe, I guess, withdraw the initial motion and bring it to Committee? Because there are some issues to it.

CHAIR WHITE: Mr. Atay.

COUNCILMEMBER ATAY:

CHAIR, IF I COULD, I'D LIKE TO WITHDRAW MY MOTION.

CHAIR WHITE: Any objections?

MEMBERS VOICED NO OBJECTION.

CHAIR WHITE: So with, with that we will refer it to the Water Resources Committee.

COUNCILMEMBER ATAY: Water Resources Committee.

CHAIR WHITE: Fine. No objections, right?

MEMBERS VOICED NO OBJECTION.

CHAIR WHITE: Thank you. So, ordered.

Thank you, Mr. Atay.

Mr. Clerk.

DEPUTY COUNTY CLERK: For the record, County Communication 17-225 will be referred to the Water Resources Committee.

NO. 17-226 - MIKE WHITE, COUNCIL CHAIR,
(dated May 22, 2017)

Transmitting a proposed resolution entitled "APPROVING NOMINEES TO THE NATIONAL ASSOCIATION OF COUNTIES AND WESTERN INTERSTATE REGION BOARD OF DIRECTORS FOR FISCAL YEAR 2018".

CHAIR WHITE: Ms. Crivello.

COUNCILMEMBER CRIVELLO: Thank you, Chair.

I MOVE TO ADOPT THE PROPOSED RESOLUTION ATTACHED TO COUNTY COMMUNICATION 17-226, AND TO FILE COUNTY COMMUNICATION 17-226.

VICE-CHAIR CARROLL:

SECOND.

CHAIR WHITE: Thank you. We have a motion from Ms. Crivello, and a second from Mr. Carroll.

COUNCILMEMBER CRIVELLO: Thank you. Chair, the resolution would approve the nomination of Kauai County Councilmember.

CHAIR WHITE: Excuse me, just, just a moment. You need to move to waive the Rules first.

COUNCILMEMBER CRIVELLO:

I MOVE TO WAIVE THE RULES OF SUCH.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR WHITE: We'll take a quick recess.

(THE MEETING WAS RECESSED BY THE CHAIR AT 9:47 A.M., AND WAS RECONVENED AT 9:48 A.M., WITH ALL MEMBERS PRESENT.)

CHAIR WHITE: This meeting will please come back to order.

COUNCILMEMBER CRIVELLO: So, Chair.

CHAIR WHITE: Ms. Crivello.

COUNCILMEMBER CRIVELLO:

CHAIR, I'D LIKE TO REQUEST TO WAIVE RULES TO REFER THIS MATTER TO THE COMMITTEE.

CHAIR WHITE: You'll first have to withdraw your motion.

COUNCILMEMBER CRIVELLO:

I WITHDRAW MY ORIGINAL MOTION TO ADOPT THE PROPOSED RESOLUTION, AND MOVE TO WAIVE RULES AS FAR AS REFERRING THIS ITEM TO COMMITTEE.

VICE-CHAIR CARROLL:

SECOND.

CHAIR WHITE: Okay. We have a motion from Ms. Crivello, and a second from Mr. Carroll.

Ms. Crivello.

COUNCILMEMBER CRIVELLO: Well, we have a deadline to, to have this pass through before June 19. So, it is of importance for us to have this matter resolved today. Thank you, Chair.

CHAIR WHITE: Thank you.

Any further discussion, Members?

COUNCILMEMBER SUGIMURA: No discussion.

COUNCILMEMBER ATAY: No discussion.

CHAIR WHITE: All those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Waiver passes with a vote of nine "ayes".

Ms. Crivello.

COUNCILMEMBER CRIVELLO: Thank you.

THAT BEING SAID, CHAIR, I MOVE TO ADOPT THE PROPOSED RESOLUTION ATTACHED TO COUNTY COMMUNICATION 17-226, AND TO FILE COUNTY COMMUNICATION 17-226.

VICE-CHAIR CARROLL:

SECOND.

CHAIR WHITE: We have a motion from Ms. Crivello, and a second from Mr. Carroll.

Ms. Crivello.

COUNCILMEMBER CRIVELLO: Thank you. The resolution would approve the nomination of Kauai County Councilmember Arryl Kaneshiro, and Honolulu City Councilmember Ikaika Anderson, to serve as NACo Directors for the term starting on July 1, 2017 and ending on June 30, 2018.

The resolution would also approve the nomination of Maui County Councilmember Chair Mike White, and Hawaii County Councilmember Dru Kanuha, to serve as WIR Directors for the term starting on July 1, 2017 and ending on June 30, 2018.

I ask my Members to support this resolution, so we can continue the impressive presence that we have on NACo and in our WIR participation. Thank you.

CHAIR WHITE: Thank you, Ms. Crivello.

CHAIR WHITE: Members, any further discussion? Seeing none, all those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

DEPUTY COUNTY CLERK: For the record, RESOLUTION 17-90.

Mr. Chair, proceeding with the County Communications for referral. The following County Communications are recommended for referral to the following committees as noted.

NO. 17-227 - DANILO F. AGSALOG, DIRECTOR OF FINANCE
(dated May 12, 2017)

Transmitting the Finance Director's Quarterly Report for Fiscal Year July 1, 2016 to June 30, 2017 as of March 31, 2017 and the Capital Improvement Projects Report as of March 31, 2017.

The recommended action is that County Communication No. 17-227 be referred to the Budget and Finance Committee.

NO. 17-228 - DANILO F. AGSALOG, DIRECTOR OF FINANCE
(dated May 17, 2017)

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".

The recommended action is that County Communication No. 17-228 be referred to the Budget and Finance Committee.

NO. 17-229 - DANILO F. AGSALOG, DIRECTOR OF FINANCE
(dated May 17, 2017)

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'S RETIREMENT SYSTEM OF THE STATE OF HAWAII (ERS)".

The recommended action is that County Communication No. 17-229 be referred to the Budget and Finance Committee.

NO. 17-230 - ELLE K. COCHRAN, COUNCILMEMBER
(dated May 19, 2017)

Relating to Commercial Ocean Recreational Activities (CORA) administrative rules and fee schedule.

The recommended action is that County Communication No. 17-230 be referred to the Parks, Recreation, Energy, and Legal Affairs Committee.

DEPUTY COUNTY CLERK: To your Policy, Economic Development, and Agriculture Committee:

NO. 17-231 - ELLE K. COCHRAN, COUNCILMEMBER
(dated May 19, 2017)

Relating to visitor impacts to County environmental and infrastructural resources.

CHAIR WHITE: Thank you, Mr. Clerk.

Members, are there any objections to the referrals as read by the Clerk?

COUNCILMEMBER COCHRAN: Chair, yea, Chair. No. Chair.

CHAIR WHITE: Ms. Cochran.

COUNCILMEMBER COCHRAN: 17-231, you said to PRL?

CHAIR WHITE: Correct.

COUNCILMEMBER COCHRAN: Mr., County Clerk.

DEPUTY COUNTY CLERK: To your Policy, Economic Development, and Agriculture Committee, PEA.

COUNCILMEMBER COCHRAN: Oh, PEA, okay.

Yea, Chair, no, I have, so this particular item, which I did author and push forward here, has, it's very specific in highlighting the environmental and infrastructural aspects of the tourist industry. We already know the economics. We already know all those other things. We have never, ever, ever delved into the impacts of the environment and to infrastructure. And that is why it states clearly what the intent of this item is about.

(Councilmember Guzman was excused from the meeting at 9:52 a.m.)

COUNCILMEMBER COCHRAN: So, I don't understand why it has gone to this Committee, and I can read the description of what PEDA is versus what IEM is in what it's charge and details are to be addressed in each, in those Committees. And it has no bearing on infrastructure environmental issues in PEA. So, I'm wanting to, to move this into IEM.

And again, we have already, we've discussed economics in regards to tourism. We have not discussed the other parts and impacts to this community. So, we have, so this, I have, you know, I just look at it like I've been the Chair for IEM since 2011, and have worked very, very closely with the Departments of Public Works and DEM. And so, this Committee, IEM, would be very, very, I'm very well equipped, and also the Committee and its staff and the Departments it's affiliated with are very, very well-equipped to delve through and sift through this item, which is what it's written for.

So, I'm requesting if it can be put into IEM versus the PEA at this time.

CHAIR WHITE: Yea, the Chair is just simply remaining consistent with the way we handle the referrals. I think we all know that the impacts of the visitor industry are on parks, it is on economic development and Infrastructure, and is certainly, certainly has impacts in the areas that you've identified.

But, to properly evaluate it, it's one of those items that spans multiple Committees. And so, when we have items that span multiple Committees, they are referred to PEA, and we've always done it that way.

COUNCILMEMBER COCHRAN: So, Chair, if you don't mind. No, I hear what you're saying. And a lot of times, but this particular, so PEA is now intergovernmental issues, including HSAC, financial intergovernmental agreements, appointments of executive branch officials, and boards and commissions, business and economic development, which we discussed this already with this item. I'm, I'm taking that part out and only referencing infrastructure and environment, so that has no bearing. Issues, and so, operations of Office of County Clerk and Office of Council Services, amendments to the Charter, oversight of implementing amendments passed from previous elections and things, operations of Emergency Management Agency, Fire and Police, Liquor, Mayor, OED, and CDBG, NPO, Energy Office.

So, versus IEM is environment, energy issues, Public Works issues, Department of Environmental Management issues, drainage, our infrastructure, traffic safety.

So, I see a clear delineation here between what the standing Committees responsibilities are.

CHAIR WHITE: Right, but the--

COUNCILMEMBER COCHRAN: And, I see it more in the, because it's clearly stated; environmental and infrastructure resources. It doesn't say economics. It doesn't say intergovernmental issues, executive branch, or County Clerk, or Charter at all. So, it doesn't, to me, transcend two different Committees, so.

CHAIR WHITE: The issue definitely transcends. And you're skipping in your definition of the responsibilities of PEA. You're skipping the line that states that anytime there are two or more Committees, and in my view, and the reason for the referral is because it, it bridges your Committee, Mr. Guzman's Committee, and that means that it should go to PEA, to remain consistent with the way we've done things in the past.

(Councilmember Guzman returned to the meeting at 9:57 a.m.)

CHAIR WHITE: If you'd like to make a--

COUNCILMEMBER COCHRAN: Sorry, where, how does it bridge, Mr.--

CHAIR WHITE: If you'd like to make a motion to refer it to--

COUNCILMEMBER COCHRAN: Yea, I sure. No, I was just, sorry, oh, Mr. Guzman.

COUNCILMEMBER GUZMAN: Chair, in regards to my Committee, the PRL Committee, we yield for any interest in this subject matter.

CHAIR WHITE: Okay. Thank you.

COUNCILMEMBER COCHRAN: So, Chair, yea, and thank you, Mr. Guzman, for that.

AND YEA, SO I'LL MAKE A MOTION TO REFER COUNTY COMMUNICATION 17-231 TO IEM.

COUNCILMEMBER ATAY:

SECOND.

CHAIR WHITE: We have a motion from Ms. Cochran, and a second from Mr. Atay.

Any further discussion, Members?

Ms. Sugimura, followed by Ms. Crivello.

COUNCILMEMBER SUGIMURA: So, Chair, I would like to ask that this remain in my Committee as a referral. As we all know, no matter how you cut it, visitor industry is one of our, or the main economic driver for us. And it does span over, you know, many of the things that we do in the County besides jobs, and you know, everything else that it, that it does create. And, so I think it, I would like the Committee referral to remain in PEA. Thank you.

CHAIR WHITE: Thank you.

Ms. Crivello.

COUNCILMEMBER CRIVELLO: Thank you. I do understand where Ms. Cochran is trying to identify specifically for the Infrastructure and Environmental Management Committee. But, it appears as though there's more than one Committee that would be involved in this discussion. And, when we're talking about the impact of the visitor's industry, which is the economic engine for the island of Maui, and, and identifying how this economic engine has impacts on the environment and as well as our highway, roadways, and everything else. And not to leave out the services, the impact that the visitor industry brings about for the service that the County provides, whether it's firefighters, police officers, parks, big time parks infrastructures or, or needs for the visitors, as well as our lifeguards.

And I, I thank Ms. Cochran for bringing this into our attention, because there's a number of issues that we need to, to compile so that we can continue to educate our, not only our visitors and us as hosts and hostesses, but as far as to our State Legislature, the kind of impact and why we continue to express our need for our fair share and the transit accommodation taxes that we need to expend to resolve some of the impact on all of these issues.

So, I guess I go back to ask Ms. Cochran, what is it that we want to relay out among us as Councilmembers, policymakers, as well as where do we want to take this from just the environment? Do we just want to say it has an impact on wastewater, ocean, parks, or what have you? And maybe if we can define it, but I don't see this specific, and I can understand your rationale to put it where it has multiple, multi-Committees that have to be addressed with this matter. Thank you.

COUNCILMEMBER KING: Chair. Chair.

CHAIR WHITE: Yes, Ms. King.

COUNCILMEMBER KING: Thank you, Chair. I, I think this is pretty clearly written to be specific to environmental and infrastructure resources, and that's the Committee that Ms. Cochran is asking it to be referred to. I think it's pretty much of a stretch to try to include all these other things.

We, it's been said before, I'll reiterate it, we do know the economic impacts of tourism, we know some of the other impacts. This is specific to do something that we've never done in this County before.

I've, I've been in, I've been around the County Council for a couple of decades, and this, this goes right down to the heart of carrying capacity, that we've been talking, I've heard this Council talk about for decades. And no one's ever done a study like this to see specifically what is the impact to our County infrastructure and our County environment. And then you can take that data and put it with the impact of the economics, the economic engine of tourism. But this, to me this is very specific.

I support sending it to IEM. I don't think that it, it transcends, it doesn't say anything about parks. It doesn't say anything about economic development. It doesn't say anything about intergovernmental affairs. It's simply trying to identify what are the impacts. And I think local people have come out and said this for years. You know, there's an impact of that, of that, of tourism on our community. There's not a balance of what we put into infrastructure, and into our, what we, what local housing, and these kinds of things, with what we put into tourism. So, that's to me the perception. And if we can try to start answering that question by having IEM look at specifically

infrastructure and environment, which is the charge under that Committee, then I support that going there. Thank you.

CHAIR WHITE: Thank you.

Any further discussion, Members?

COUNCILMEMBER ATAY: Chair.

CHAIR WHITE: Mr. Hokama, followed by Mr. Atay.

COUNCILMEMBER HOKAMA: You know, I'm just going to ask Ms. Cochran to help me get a better sense. You're trying to establish an umbrella item in Committee, is this the intent of this?

COUNCILMEMBER COCHRAN: No. What do you mean umbrella? It's, it's a item strictly focusing on--

COUNCILMEMBER HOKAMA: Yea, but there's no, see my point is there's no meat, okay. That was in details, Chairman. So, if this is an umbrella item to have consideration of, for future things to be referred to this Committee under this heading, I can understand that, cause we do that for Budget, okay.

But, the specific item that gets referred by, to the Committee is still done through the Office of the Chair. So to me, there's still some Council procedure that you, as our elected Chair, still retains as a part of your authority.

If this is an umbrella item per say, I don't have an issue with that, okay. Because, for me, you still have the opportunity, Chair, when she wants to submit something specific, then the determination is made whether or not it transfer, conveys over multiple Committee issues. Because at the end of the day, I don't care what it is, it comes down to money and Budget and Finance Committee, okay.

You can talk all you want about environment, but I'll take issue to that. This Council, this County has done its assessment and job. Why do you think we are in the position we are with the visitor industry? A determined, vetted decision for the long-term benefit of economic development for this County. So, to say that we haven't done our due diligence is full of BS, okay. I take exception to that.

We miscalculated the success rate of our decisions; that's our error. But the error in direction, with the direction, and what we've tried to accomplish, we've hit it on the mark, Chairman. We've miscalculated the level of success. I've stated, we are where

we should be in 2035, the numbers. That's how far off we miscalculate our success. And we're paying for that great success. Sometimes being the best island in the world is a curse, cause there's expectations from them not realizing the true financial impact of those expectations. But there's expectations. So, I take issue to that.

We've been around long enough, we've done. Do we need to do an update and reassess more frequently? Maybe so. I don't have an issue with that, that's appropriate for policymakers to reassess.

But for me, on this issue, Chairman, I don't have a problem with an umbrella item. Thank you.

CHAIR WHITE: Mr. Atay, followed by Ms. Cochran.

COUNCILMEMBER ATAY: Thank you, Chair. Thank you, Mr. Hokama. And I want to piggyback on your statement of your omission. You know, the success of that is where we are today, and that is also why we have to pay attention. And it is appropriate to have an assessment. The decisions we make tomorrow must be made as to where we want to be in 75. So with that, you know, I not blind to the people as we drive around this island; people saying when do we realize our success may also be our demise?

The, the status of what is going on in Haleakala National Park where there is a limiting of how many and who can go visit and do "E Ala E" at the top of Haleakala at sunrise is a precedence that says who can and who cannot. It is the precedence and the message for us to the entire island of Maui, is to reassess and look at where the state of affairs is in our environment. I've said it before; so goes our environment, so goes our tourism.

We need to be careful and find that balance of lokahi; lokahi with nature, and balance of over-abundance. We aina momona. We robust. But, at what point will we have too much to where we got to assess our infrastructure? A lot of people right now for the first time saying we just like Honolulu, you know. Some of the decisions we make is traffic, traffic, traffic. And yet, we going blind because of the success of chasing the dollar.

Definitely, we must assess this impact of environment. We must assess the impact of our infrastructure. And, and I would say yes, I support that. It's not against, it's not against tourism, it's just to assess. Have we really done a true impact and assessment of a state of affairs of our environment and our infrastructure? That's all it is. So, I fully support Member Cochran's motion.

CHAIR WHITE: Thank you, Mr. Atay.

Ms. Cochran.

COUNCILMEMBER COCHRAN: Thank you. And, thank you, Mr. Hokama. Yes, it is, as you put it, an umbrella type item. There's no legislation attached here. So, it's something that would definitely be, would stay open in IEM Committee in order to add in other, you know, more definitive type items to, to further discuss.

But, what you say is true. You know, what we created is an economic engine, as Mr. Atay is saying also. And we need to assess that impact at this time. We're hearing a lot of it. We're living a lot of it. And it's one of those things where we're loved to death. You can have places that people love and cherish, and want to preserve, and go to and appreciate. But, it, that impact comes with it too.

So, this is what this is trying to hone in on and have a platform and a venue in IEM to further discuss, and bring in all the, you know, the specialties to have that deeper discussion. So, and that's why I'd prefer it to go to IEM. Thank you, Chair.

CHAIR WHITE: Thank you.

Any further discussion, Members?

The Chair will just add that I, I remain firm in my recommendation because this is an item that needs to be looked into. I don't disagree with the idea of an assessment. But this is clearly an item that bridges Budget, bridges Water, Parks, and so many others. And it requires and deserves a full vetting, and that, because it bridges all these different Committees, it is by Rule, most appropriately put in the PEA Committee.

So, with that, I think, Mr. Clerk, we'll call for a roll call vote please.

DEPUTY COUNTY CLERK: Councilmember Alika Atay.

COUNCILMEMBER ATAY: I'm voting on the motion?

DEPUTY COUNTY CLERK: Mr. Chair, the motion on the floor right now was made by Councilmember Cochran, seconded by Councilmember Atay--

CHAIR WHITE: To refer to her Committee.

DEPUTY COUNTY CLERK: --to refer to the IEM Committee.

COUNCILMEMBER ATAY: YES.

DEPUTY COUNTY CLERK: Councilmember Yuki Lei Sugimura.

COUNCILMEMBER SUGIMURA: NO.

DEPUTY COUNTY CLERK: Councilmember Elle Cochran.

COUNCILMEMBER COCHRAN: AYE.

DEPUTY COUNTY CLERK: Councilmember Riki Hokama.

COUNCILMEMBER HOKAMA: AYE.

DEPUTY COUNTY CLERK: Councilmember Don S. Guzman.

COUNCILMEMBER GUZMAN: AYE.

DEPUTY COUNTY CLERK: Councilmember Kelly T. King.

COUNCILMEMBER KING: AYE.

DEPUTY COUNTY CLERK: Presiding Officer Pro Temp Stacy Crivello.

COUNCILMEMBER CRIVELLO: NO.

DEPUTY COUNTY CLERK: Vice-Chair Robert Carroll.

VICE-CHAIR CARROLL: NO.

DEPUTY COUNTY CLERK: Chair Mike White.

CHAIR WHITE: NO.

AYES: COUNCILMEMBERS ATAY, COCHRAN, GUZMAN, HOKAMA, AND KING.

NOES: COUNCILMEMBERS CRIVELLO, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

DEPUTY COUNTY CLERK: Mr. Chair, there are five "ayes", four "noes"; motion passes.

CHAIR WHITE: Okay. It'll be so referred.

The recommended action is that County Communication No. 17-231 be referred to the Infrastructure and Environmental Management Committee.

CHAIR WHITE: Thank you, Members. Back to the remainder of our agenda.

Mr. Clerk.

DEPUTY COUNTY CLERK: Mr. Chair, if we could just get a consensus among the Members for the rest of the referrals as read by the Clerk.

CHAIR WHITE: I don't think they mentioned any other objections.

DEPUTY COUNTY CLERK: Okay. Mr. Chair, proceeding with general communications.

GENERAL COMMUNICATION

NO. 17-3 - CHARLES JENCKS, HONUA`ULA PARTNERS, LLC,
(dated May 10, 2017)

Submitting an annual compliance report in accordance with Condition 29 of Ordinance No. 3554, establishing Kihei-Makena Project District 9 (Wailea 670) Conditional zoning for approximately 670 acres situated at Paehu, Palauea, Keauhou, Hawaii. (Honua`ula Project).

CHAIR WHITE: Thank you.

Members, without objection, we'll refer this to the Land Use Committee.

MEMBERS VOICED NO OBJECTION.

CHAIR WHITE: Thank you. So ordered.

Mr. Clerk.

VICE-CHAIR CARROLL: Chair.

CHAIR WHITE: Oh, I'm sorry.

VICE-CHAIR CARROLL: This one referred to Land Use Committee. This is a, this is a report.

CHAIR WHITE: Oh I'm sorry. You would like to make a motion to file?

VICE-CHAIR CARROLL:

YES, CHAIR.

CHAIR WHITE: We have a motion to file. Do we have a second?

COUNCILMEMBER HOKAMA:

SECOND.

CHAIR WHITE: We have a motion from Mr. Carroll, and a second from Mr. Hokama.

Mr. Carroll.

VICE-CHAIR CARROLL: Thank you, Chair. Pursuant to Ordinance 3554 (2008) Condition No. 29, requires Honua`ula Partners, LLC to provide an Annual Compliance Report to the Department of Planning and the Maui County Council on the status of the project and progress complying with the conditions imposed, commencing within one year of the effective date of the ordinance.

Since March 2008 when the Council approved Phase I of the zoning application, the developer has complied with Condition 29. The complete report, the Compliance Report provides a timeline for legal filings, responses, and decisions by the court and government agencies. The Report also reviews each of the 30 conditions imposed by the Council for the development of the project, and the status of each of the conditions.

Mr. Chair, since the Compliance Report is an informational document requiring no legislative action by the Council, I ask that General Communication item 17-3 be filed.

CHAIR WHITE: Thank you, Mr. Carroll.

Any further discussion, Members? All those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

DEPUTY COUNTY CLERK: Mr. Chair, proceeding with committee reports.

COMMITTEE REPORTS

COMMITTEE REPORT
NO. 17-70 - BUDGET AND FINANCE COMMITTEE:

Recommending that Resolution 17-91, entitled "AUTHORIZING THE TRANSFER OF AN UNENCUMBERED APPROPRIATION BALANCE WITHIN THE DEPARTMENT OF PUBLIC WORKS, FISCAL YEAR 2017 BUDGET," be ADOPTED.

CHAIR WHITE: Mr. Hokama.

COUNCILMEMBER HOKAMA: Chairman, with no objections from the Members, I request the Clerk to bring up reports 71 and 72.

MEMBERS VOICED NO OBJECTION.

CHAIR WHITE: Thank you. So ordered.

Mr. Clerk.

COMMITTEE REPORT
NO. 17-71 - BUDGET AND FINANCE COMMITTEE:

Recommending that Resolution 17-92, entitled "AUTHORIZING THE TRANSFER OF AN UNENCUMBERED APPROPRIATION BALANCE WITHIN THE DEPARTMENT OF PARKS AND RECREATION, FISCAL YEAR 2017 BUDGET," be ADOPTED.

COMMITTEE REPORT
NO. 17-72 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. That Bill 66 (2017), 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 ENVIRONMENTAL MANAGEMENT, WASTEWATER OPERATIONS PROGRAM – SEWER FUND, ENVIRONMENTAL PROTECTION AND SUSTAINABILITY PROGRAM – SOLID WASTE MANAGEMENT FUND; TOTAL OPERATING APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)," be PASSED ON FIRST READING and be ORDERED TO PRINT; and

2. That County Communication 17-178, from the Budget Director, be FILED.

CHAIR WHITE: Mr. Hokama.

COUNCILMEMBER HOKAMA: Thank you, Chairman.

I MOVE THAT COMMITTEE REPORTS 17-70, 71, AND 72, WITH ITS RECOMMENDATIONS, BE ADOPTED.

COUNCILMEMBER CRIVELLO:

SECOND.

CHAIR WHITE: We have a motion from Mr. Hokama, and a second from Ms. Crivello.

Mr. Hokama.

COUNCILMEMBER HOKAMA: No further discussion, Mr. Chairman.

CHAIR WHITE: Members, any discussion on these items? Seeing none, all those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

DEPUTY COUNTY CLERK: Relative to Committee Report 17-70, that's RESOLUTION 17-91. Relative to Committee Report 17-71, RESOLUTION 17-92. Relative to Committee Report 17-72, that's BILL 66 (2017).

COMMITTEE REPORT
NO. 17-73 - PARKS, RECREATION, ENERGY, AND LEGAL AFFAIRS COMMITTEE:

Recommending that Resolution 17-93, entitled "AUTHORIZING SETTLEMENT OF PATRICIA ANN MARINO-JOHNSON V. COUNTY OF MAUI, DISABILITY COMPENSATION DIVISION CASE NO. 7-12-01211," be ADOPTED.

CHAIR WHITE: Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair.

I MOVE TO ADOPT THE RECOMMENDATIONS IN COMMITTEE REPORT 17-73.

COUNCILMEMBER KING:

SECOND.

CHAIR WHITE: We have a motion from Mr. Guzman, and a second from Ms. King.

Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair. Your Committee met on May 16, 2017, to consider the proposed resolution to authorize the Department of Corporation Counsel to settle the case that has been read by the Clerk.

This case is, involves a workers' compensation claim involving an employee from the Department of Parks and Recreation who was injured by via lifting boxes off the ground. According to the proposed resolution, the employee sustained injuries on June 15, 2012.

Following an executive meeting, session, your Committee voted 8-0 to recommend adoption of the proposed resolution. Respectfully request the support of the Committee, support of this Council for the Committee's recommendations. Thank you, Chair.

CHAIR WHITE: Thank you.

Members, any further discussion on this item? Seeing none, all those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

DEPUTY COUNTY CLERK: For the record, RESOLUTION 17-93.

COMMITTEE REPORT
NO. 17-74 - PARKS, RECREATION, ENERGY, AND LEGAL AFFAIRS COMMITTEE:

Recommending that Resolution 17-94, entitled "AUTHORIZING SETTLEMENT OF WILLIAM A. MELTON V. COUNTY OF MAUI, DISABILITY COMPENSATION DIVISION CASE NO. 7-14-02000," be ADOPTED.

CHAIR WHITE: Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair.

MOVE TO ADOPT THE RECOMMENDATIONS IN COMMITTEE REPORT 17-74.

COUNCILMEMBER KING:

SECOND.

CHAIR WHITE: We have a motion from Mr. Guzman, and a second from Ms. King.

Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair. Your Committee met on May 16, 2017, to consider the underlying authorization as read by the Clerk.

The Deputy Corporation Counsel indicated that the, this is, this case involves a workers' compensation claim involving a retired police officer who was injured while arresting an intoxicated male person in Kihei. According to the proposed resolution, the injuries were sustained on September 8, 2014.

Following an executive session, your Committee voted 8-0 to recommend adoption of the proposed resolution. Respectfully request the support of the Council for the Committee's recommendation. Thank you, Chair.

CHAIR WHITE: Thank you.

Members, any further discussion on this item? Seeing none, all those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

DEPUTY COUNTY CLERK: For the record, RESOLUTION 17-94.

COMMITTEE REPORT
NO. 17-75 - PARKS, RECREATION, ENERGY, AND LEGAL AFFAIRS COMMITTEE:

Recommending that Resolution 17-95, entitled "AUTHORIZING SETTLEMENT OF DUKIE J. RACADIO V. COUNTY OF MAUI, ET AL., CIVIL NO. 14-1-0451(2)," be ADOPTED.

CHAIR WHITE: Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair.

MOVE TO ADOPT THE RECOMMENDATIONS IN COMMITTEE REPORT 17-75.

COUNCILMEMBER KING:

SECOND THE MOTION.

CHAIR WHITE: We have a motion from Mr. Guzman, and a second from Ms. King.

Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair. Your Committee met on May 16, 2017, to consider the proposed resolution as provided by the Corporation Counsel regarding this case. The complaint alleges disability discrimination regarding the plaintiff's termination as a police officer on or about December 31, 2013.

A Deputy Corporation Counsel said that the parties engaged in mediation and trial is currently set for June 5, 2017. Furthermore, your Committee and the County received two settlement demands from the plaintiff.

Following an executive session, the Committee voted 8-0 in recommendation of the propose resolution. I respectfully request that the support of the Council for this Committee's recommendation. Thank you, Chair.

CHAIR WHITE: Thank you.

Members, any further discussion on this item? Seeing none, all those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

DEPUTY COUNTY CLERK: For the record, RESOLUTION 17-95.

COMMITTEE REPORT
NO. 17-76 - POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE:

Recommending that Resolution 17-96, entitled "APPOINTMENT OF A MEMBER TO THE MAUI REDEVELOPMENT AGENCY," be ADOPTED.

Approving the appointment of Gwen Hiraga to the Maui Redevelopment Agency for a term expiring March 31, 2022.

CHAIR WHITE: Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you, Chair.

I MOVE TO ADOPT THE RECOMMENDATION IN COMMITTEE REPORT 17-76.

COUNCILMEMBER CRIVELLO:

SECOND.

CHAIR WHITE: We have a motion from Ms. Sugimura, and a second from Ms. Crivello.

Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you, Chair. Your Policy, Economic Development, Agriculture Committee met on May 17 *[sic]*, to consider the Mayor's nominee of Gwen Hiraga to the Maui Redevelopment Agency for a term expiring March 31, 2022.

There is no time limitation to the Council to approve or disapprove this nomination.

Ms. Hiraga, as you may know, has experience and the background to assist the Maui Redevelopment Agency with her planning background.

I would also like to say that she's a current member of the Maui Police Commission, with a term expiring on March 31, 2020. And because she is retired, she is able to commit to attending meetings and serve on both boards simultaneously.

As you may know, Ms. Hiraga has a lot of experience in planning, and will be able to move a very important project just approved by the, by this body for the Wailuku Redevelopment Area of the Wailuku parking lot. And I think her expertise can certainly help us as we try to expeditiously spend every dollar to the best that we can in terms of planning and doing a good job for our community.

Your Committee voted 5-0 to recommend approval of her nomination. And I respectfully ask for the Council's support. Thank you, Chair.

CHAIR WHITE: Thank you.

Members, any further discussion on this item? Seeing none, all those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

DEPUTY COUNTY CLERK: For the record, RESOLUTION 17-96.

COMMITTEE REPORT
NO. 17-77 - POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE:

Recommending that Resolution 17-97, entitled "APPOINTMENT OF A MEMBER TO THE ANIMAL CONTROL BOARD FOR THE COUNTY OF MAUI," be ADOPTED.

Approving the appointment of Christie Balcomb to the Animal Control Board for a term expiring March 31, 2022.

CHAIR WHITE: Ms. Sugimura.

COUNCILMEMBER SUGIMURA:

I MOVE TO ADOPT THE RECOMMENDATION IN COMMITTEE REPORT 17-77.

COUNCILMEMBER CRIVELLO:

I SECOND.

CHAIR WHITE: We have a motion from Ms. Sugimura, and a second from Ms. Crivello.

COUNCILMEMBER SUGIMURA: Thank you. Thank you, Chair. Your Policy, Economic Development, Agriculture Committee met on May 5, *[sic]* to consider the Mayor's nominee of Dr. Christie Balcomb to the Animal Control Board for a term expiring March 31, 2022.

As you may know from the Committee meeting that we had, that actually Dr. Balcomb is a veterinarian. So, for her to be on this Animal Control Board I think is very relevant.

She is a large animal, although she's a very tiny person, she's a large animal, veterinarian. I think her expertise in this field and her passion really . . . because she expressed an interest to be part of this Board, will be of great value.

So, I, your Committee voted 5-0, again, for her approval. And I'm, I am asking fellow Councilmembers to support this, this nomination. Thank you, Chair.

CHAIR WHITE: Thank you, Ms. Sugimura.

Any further discussion, Members? Seeing none, all those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

DEPUTY COUNTY CLERK: For the record, RESOLUTION 17-97.

COMMITTEE REPORT
NO. 17-78 - POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE:

Recommending that Resolution 17-98, entitled "RELATING TO THE APPOINTMENT OF LORI BUCHANAN TO THE MOLOKAI PLANNING COMMISSION," be ADOPTED.

Approving the appointment of Lori Buchanan to the Molokai Planning Commission for a term expiring on March 31, 2019.

CHAIR WHITE: Ms. Sugimura.

COUNCILMEMBER SUGIMURA:

I MOVE TO ADOPT THE RECOMMENDATION IN COMMITTEE REPORT 17-78.

COUNCILMEMBER CRIVELLO:

SECOND.

CHAIR WHITE: We have a motion from Ms. Sugimura, and a second from Ms. Crivello.

Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you, Chair. Your Policy, Economic Development, Agriculture Committee again met on May 15, to consider the Mayor's nominee of Lori Buchanan to the Molokai Planning Commission for a term expiring March 31, 2019, filling a vacancy due to the resignation of Diane Swenson.

The Council must approve Ms. Buchanan's nomination by June 4, for the nomination to be deemed approved.

Ms. Buchanan already serves the community in various capacities for the betterment of Molokai, and is well-versed on the island's issues to serve the Molokai Planning Commission.

I would like to also add that as you remember when we went through as a Council and a body for the Budget Committee meetings in the District, Ms. Buchanan was the last testifier. I will always remember her. And she was very clear about, you know, and she did her homework when she spoke to us. And I was impressed with her presentation.

So, I would like to respectfully ask the Council to support this nominee. Thank you, Chair.

CHAIR WHITE: Thank you.

Members, any further discussion? Seeing none, all those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

DEPUTY COUNTY CLERK: For the record, RESOLUTION 17-98.

COMMITTEE REPORT
NO. 17-79 - POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE:

Recommending that Resolution 17-99, entitled "RELATING TO THE APPOINTMENT OF BARBARA MATTSON TO THE COST OF GOVERNMENT COMMISSION," be ADOPTED.

Approving the appointment of Barbara Mattson to the Cost of Government Commission for a term expiring on March 31, 2019.

CHAIR WHITE: Ms. Sugimura.

COUNCILMEMBER SUGIMURA:

I MOVE TO ADOPT THE RECOMMENDATION IN COMMITTEE REPORT 17-79, CHAIR.

COUNCILMEMBER CRIVELLO:

SECOND.

CHAIR WHITE: We have a motion from Ms. Sugimura, and a second from Ms. Crivello.

Ms. Sugimura.

COUNCILMEMBER SUGIMURA: Thank you, Chair. Your Committee, Policy, Economic Development, Agriculture Committee met on May 15, to consider the Mayor's nomination of Barbara Mattson to the Cost of Government Commission, for a term expiring March 31, 2019, filling a vacancy due to the resignation of Emmanuel Baltazar.

The Council must approve Ms. Mattson's nomination by July 3, 2017, or the nomination, nomination will be deemed approved.

Ms. Mattson's business background and her willingness to serve will make her a fine addition to the Board.

Your Committee voted 5-0 to recommend approval for her nomination. And I respectfully ask for the Council's support. Thank you, Chair.

CHAIR WHITE: Thank you, Ms. Sugimura.

Members, any further discussion? Seeing none, all those in favor please signify by saying "aye".

AYES: COUNCILMEMBERS ATAY, COCHRAN, CRIVELLO, GUZMAN, HOKAMA, KING, SUGIMURA, VICE-CHAIR CARROLL, AND CHAIR WHITE.

CHAIR WHITE: Those opposed say "no".

NOES: NONE.

CHAIR WHITE: Measure passes with nine "ayes".

Mr. Clerk.

DEPUTY COUNTY CLERK: For the record, RESOLUTION 17-99.

Mr. Chair, there is no further business before the Council.

CHAIR WHITE: Thank you, Mr. Clerk.

I'd like to thank everybody for being here this morning. And, we are adjourned.

ADJOURNMENT

The regular meeting of June 2, 2017 was adjourned by the Chair at 10:27 a.m.

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

170602/lks:jm