



PUBLIC MEETING NOTICE

COUNCIL OF THE COUNTY OF MAUI

www.MauiCounty.us/PEA

Committee Chair
Yuki Lei K. Sugimura

Committee
Vice-Chair
Stacy Crivello

Voting Members:
Alika Atay
Robert Carroll
Elle Cochran
Don S. Guzman
Riki Hokama
Kelly T. King
Mike White

POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE

Monday, October 15, 2018

9:00 a.m.

MEETING SITE:

Council Chamber
Kalana O Maui Building, 8th Floor
200 South High Street
Wailuku, Hawaii

OFFICE OF THE
COUNTY CLERK

2018 OCT -9 AM 10: 51

RECEIVED

AGENDA

APPROVING THE ACQUISITION OF APPROXIMATELY 262 ACRES IN PULEHUNUI AND OMAOPIO (MAKAWAO) (PEA-71)

Description: The Committee is in receipt of the following:

1. County Communication 18-116, from the Economic Development Director, transmitting a proposed resolution to approve the acquisition of approximately 262 acres of real property, identified for real property tax purposes as tax map key (2) 2-5-001:002, for \$5,929,000 for the expansion of the Kula Agricultural Park.
2. Correspondence dated September 19, 2018, from the Department of the Corporation Counsel, transmitting a revised proposed resolution entitled "APPROVING THE ACQUISITION OF REAL PROPERTY, APPROXIMATELY 262 ACRES, LOCATED IN PULEHUNUI AND OMAOPIO, MAKAWAO, MAUI, HAWAII." The revised proposed resolution incorporates a nonsubstantive revision correcting a reference to Exhibit "D."
3. Correspondence dated September 17, 2018, from the Director of Water Supply, transmitting two documents, entitled, "UPCOUNTRY MAUI AGRICULTURAL PARK WATER DELIVERY AGREEMENT," dated September 14, 2018, and "EMI WATER DELIVERY AGREEMENT," dated September 14, 2018, respectively.

Status: The Committee may consider whether to recommend adoption of the revised proposed resolution, with or without further revisions. The Committee may also consider the filing of County Communication 18-116

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and other related action.

County Communication 18-116

Correspondence from Water Supply 09-17-2018

Revised resolution from Corp Counsel 09-19-2018

PUBLIC WIRELESS ACCESS POINTS AT COUNTY FACILITIES (PEA-32)

Description: The Committee is in receipt of County Communication 17-221, from Councilmember Yuki Lei K. Sugimura, relating to the matter of establishing public wireless access points at County facilities.

Status: The Committee may discuss the matter. The Committee may also consider the filing of County Communication 17-221 and other related action.

County Communication 17-221

HAWAII STATE ASSOCIATION OF COUNTIES (HSAC) (2019 LEGISLATIVE PACKAGE) (PEA-3(2))

Description: The Committee is in receipt of the following:

1. County Communication 17-8, from Council Chair Mike White, relating to matters pertaining to the Hawaii State Association of Counties.
2. Correspondence dated October 8, 2018, from Council Chair Mike White, transmitting a proposed resolution entitled "APPROVING PROPOSALS FOR INCLUSION IN THE 2019 HAWAII STATE ASSOCIATION OF COUNTIES LEGISLATIVE PACKAGE." The purpose of the proposed resolution is to approve for inclusion in the 2019 HSAC Legislative Package the following proposed resolution and seven proposed State bills, attached as exhibits to the proposed resolution, entitled:
 - a. "A RESOLUTION URGING THE LEGISLATURE TO APPROPRIATE FUNDS TO EMPLOY LIFEGUARDS AND TO PURCHASE A LIFEGUARD TOWER AND RESCUE EQUIPMENT FOR KUA BAY AT KEKAHA KAI STATE PARK." The purpose of the proposed resolution is to urge the Hawaii State Legislature to appropriate funds in the amount of \$401,696 for the first year, and \$325,696 for three years thereafter, to employ lifeguards and to purchase a lifeguard tower and rescue equipment for Kua Bay at Kekaha Kai State Park in North Kona.
 - b. "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER'S LICENSES AND CIVIL IDENTIFICATION CARDS." The purpose of the proposed State bill is to develop a consolidated application form for motor vehicle driver's licenses and civil identification cards.
 - c. "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS." The purpose of the proposed State bill is to repeal and amend

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provisions relating to the preemption of local laws or ordinances that regulate the sale of cigarettes, tobacco products, and electronic smoking devices.

- d. "A BILL FOR AN ACT RELATING TO TORT LIABILITY." The purpose of the proposed State bill is to make permanent the liability protections for county lifeguard services.
- e. "A BILL FOR AN ACT RELATING TO TAXATION." The purpose of the proposed State bill is to provide a nonrefundable tax credit to a taxpayer who hires an individual with a disability for the six-month period after the individual is initially hired by the taxpayer.
- f. "A BILL FOR AN ACT RELATING TO TAXATION." The purpose of the proposed State bill is to provide a nonrefundable tax credit to a taxpayer who hires an elderly individual for the six-month period after the individual is initially hired by the taxpayer.
- g. "A BILL FOR AN ACT RELATING TO ZONING." The purpose of the proposed State bill is to allow counties with populations less than 100,000 to enact a zoning ordinance to amortize or phase out nonconforming single-family transient vacation rental units over a reasonable period of time.
- h. "A BILL FOR AN ACT RELATING TO UNADJUDICATED TRAFFIC FINES." The purpose of the proposed State bill is to transfer certain fines and forfeitures collected for uncontested traffic infractions to the counties.

Status: The Committee may consider whether to recommend adoption of the proposed resolution, with or without revisions. The Committee may also consider the filing of the correspondence and other related action.

County Communication 17-8

Correspondence from Chair White 10-08-2018

MAUI COUNTY LEGISLATIVE PACKAGE (2019 MAUI COUNTY LEGISLATIVE PACKAGE) (PEA-4(2))

Description: The Committee is in receipt of the following:

1. County Communication 17-9, from Council Chair Mike White, relating to matters pertaining to the Maui County Legislative Package.
2. Correspondence dated September 21, 2018, from Committee Chair Sugimura, transmitting a proposed resolution entitled "APPROVING FOR INCLUSION IN THE 2019 MAUI COUNTY LEGISLATIVE PACKAGE A STATE BILL TO ADOPT AND ENFORCE ADDITIONAL LOCAL LAWS REGULATING THE SALE OR USE OF CIGARETTES, TOBACCO PRODUCTS, AND ELECTRONIC SMOKING DEVICES." The purpose of the proposed resolution is to approve for inclusion in the 2019 Maui County Legislative Package a proposed State bill, attached to the proposed resolution as Exhibit "A," entitled "A BILL FOR AN ACT RELATING TO COUNTY AUTHORITY ON THE SALE OF TOBACCO PRODUCTS." The purpose of the proposed State bill

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is to repeal and amend provisions relating to the preemption of local laws or ordinances that regulate the sale of cigarettes, tobacco products, and electronic smoking devices.

3. Correspondence dated September 21, 2018, from Committee Chair Sugimura, transmitting a proposed resolution entitled "APPROVING FOR INCLUSION IN THE 2019 MAUI COUNTY LEGISLATIVE PACKAGE A STATE BILL TO ALLOCATE ADDITIONAL TRANSIENT ACCOMMODATION TAX REVENUES TO MAUI COUNTY." The purpose of the proposed resolution is to approve for inclusion in the 2019 Maui County Legislative Package a proposed State bill, attached to the proposed resolution as Exhibit "A," entitled "A BILL FOR AN ACT RELATING TO TAXATION." The purpose of the proposed State bill is to allocate an additional \$14,820,000 in transient accommodations tax revenues to Maui County, increasing the County's share to \$38.3 million, provided the additional monies shall be expended on projects authorized under the County's general plan, development plan, or tourism strategic plan.
4. Correspondence dated September 21, 2018, from Councilmember Alika Atay, transmitting a proposed resolution entitled "APPROVING FOR INCLUSION IN THE 2019 MAUI COUNTY LEGISLATIVE PACKAGE A STATE BILL TO ALLOW PRE-CONTACT NATIVE HAWAIIAN BURIAL SITES TO BE DEDICATED AS CEMETERIES." The purpose of the proposed resolution is to approve for inclusion in the 2019 Maui County Legislative Package a proposed State bill, attached to the proposed resolution as Exhibit "A," entitled "A BILL FOR AN ACT RELATING TO CEMETERIES." The purpose of the proposed State bill is to define the burial sites of pre-contact Native Hawaiians as cemeteries and to allow these sites to be dedicated as cemeteries under State law.
5. Correspondence dated September 21, 2018, from Councilmember Alika Atay, transmitting a proposed resolution entitled "APPROVING FOR INCLUSION IN THE 2019 MAUI COUNTY LEGISLATIVE PACKAGE A STATE BILL REQUIRING THE STATE AUDITOR TO CONDUCT A COMPREHENSIVE AUDIT OF THE DEPARTMENT OF EDUCATION." The purpose of the proposed resolution is to approve for inclusion in the 2019 Maui County Legislative Package a proposed State bill, attached to the proposed resolution as Exhibit "A," entitled "A BILL FOR AN ACT RELATING TO EDUCATION." The purpose of the proposed State bill is to conduct a comprehensive financial audit of the Department of Education using State general funds.

Status: The Committee may consider whether to recommend adoption of one or more of the proposed resolutions, with or without revisions. The Committee may also consider the filing of the correspondence and other related action.

County Communication 17-9

Correspondence from Committee Chair 09-21-2018

Correspondence from Committee Chair 09-21-2018

Correspondence from Councilmember Atay 09-21-2018

Correspondence from Councilmember Atay 09-21-2018

REMOTE TESTIMONY SITES

Hana	Lanai	Molokai
Council District Office	Council District Office	Council District Office
Hana Community Center	Lanai Community Center	100 Ainoa Street
5091 Uakea Road	8th Street	Kaunakakai, Hawaii
Hana, Hawaii	Lanai City, Hawaii	

CONTACT INFORMATION

Office of Council Services	(808) 270-7838 (phone)	(808) 270-7686 (fax)
200 South High Street	(800) 272-0098 (toll-free from Lanai)	
Wailuku, Hawaii 96793	(800) 272-0026 (toll-free from Molokai)	

COMMITTEE STAFF

Shelly Espeleta and Clarita Balala

BOARD PACKETS

Board packets, as defined in Section 92-7.5 of the Hawaii Revised Statutes, are available for inspection at the Office of Council Services. Board packets are also available electronically as soon as practicable upon request.

TESTIMONY

Oral or written testimony on any agenda item will be accepted. Email testimony to pea.committee@mauicounty.us.

For more information on testifying please visit www.MauiCounty.us/how-to-testify or contact the Office of Council Services. If written testimony is submitted at the meeting site, 16 copies are requested.

DISABILITY ACCESS

People with disabilities requiring special accommodations should contact the Office of Council Services at least three working days prior to the meeting date.

LIVE CABLECAST

Available on Akaku: Maui Community Media, Channel 53.

Agenda items are subject to cancellation.