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COUNCIL OF THE COUNTY OF MAUI

2018 DEC -4 PM 4: 24

A G E N D A

OFFICE OF THE
COUNTY CLERK

Regular Meeting of December 11, 2018
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.mauhi.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 shall be allowed to speak for up to three minutes on each item. If approved by the presiding officer and announced prior to any oral testimony being taken, the testifier may be allowed one minute to conclude the testimony on the item. The time limits for testimony at a Council meeting may be modified, if the modification is initiated by the presiding officer and approved by a majority of the Council; provided that a modification would apply equally to all testifiers and all items. No further oral testimony by the testifier on the item shall be permitted. An individual's request to testify may be deemed withdrawn if the individual does not answer when called to testify.

REMOTE TESTIMONY SITES: Oral testimony may be received from each of the Council district offices noted above. If the connection between the meeting site in the Council Chamber and any of the remote testimony sites is lost, the meeting in the Council Chamber will still continue. Members of the public interested in information about offering testimony on an agenda item from a remote testimony site may contact the Office of the County Clerk (808-270-7748) prior to the meeting. While oral testimony is being received, the district offices cannot provide other services. The connection will be terminated after all oral testimony has been received.

If written testimony is submitted at the meeting site, 15 copies are requested. If written testimony is e-mailed or faxed (808-270-7171), it must be received at least 24 hours prior to the meeting; provided, that if a meeting will be held on a Monday, written testimony shall be received by 12:00 noon on the business day preceding the meeting.

A. ROLL CALL

B. OPENING REMARKS: COUNCILMEMBER DON S. GUZMAN

C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTIONS**E. CEREMONIAL RESOLUTIONS:**

NO. _____ "CONGRATULATING THE LAHAINALUNA HIGH SCHOOL VARSITY FOOTBALL TEAM FOR WINNING THEIR THIRD CONSECUTIVE DIVISION II STATE FOOTBALL CHAMPIONSHIP"

NO. _____ "RECOGNIZING RETIRED PETTY OFFICER 3RD CLASS MITCHELL PAUOLE LANI ON BEING AWARDED THE UNITED STATES COAST GUARD MEDAL OF COMMENDATION FOR HIS BRAVE AND HEROIC EFFORTS IN AVERTING DISASTER IN 1952"

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONY**G. MINUTES:**

Regular Meeting of October 19, 2018

H. COMMUNICATIONS:**1. COUNTY COMMUNICATIONS:**

NO. 18-418 - DIRECTOR OF FINANCE, transmitting 79 contracts/grants for October 2018.

NO. 18-419 - DIRECTOR OF PUBLIC WORKS, transmitting a Request for Project Authorization, Agreement, and/or Modification approving the federal funds to advertise the bid for the Kaupakalua Road Pavement Reconstruction (Kokomo Road to E. Kuiaha Road).

NO. 18-420 - DIRECTOR OF FINANCE, informing of the acceptance of Drainage and Sewerline Easement "54", Land Court Application 52 (Sean Casey), TMK: (2) 3-5-002:005 POR.

NO. 18-421 - DIRECTOR OF FINANCE, informing of the acceptance of a Warranty Deed for Road Widening Lot, Lot 2-E, Richard Antone Subdivision, TMK: (2) 2-7-002:077 POR.

NO. 18-422 - DIRECTOR OF FINANCE, informing of the acceptance of a Warranty Deed for Road Widening Lot, Lot 20-C, Wahikuli House Lots (Second Series), TMK: (2) 4-5-014:004 POR.

NO. 18-423 - DIRECTOR OF FINANCE, transmitting the Summary of Total Funded Indebtedness Outstanding and Unpaid as of October 10, 2018.

NO. 18-424 - DIRECTOR OF FINANCE, transmitting the Director of Finance's Quarterly Report for Fiscal Year July 1, 2018 to June 30, 2019 as of September 30, 2018 and the Capital Improvement Projects Report as of September 30, 2018.

H. COMMUNICATIONS (continued):

- NO. 18-425 - COUNTY AUDITOR, transmitting a copy of the "External Quality Control Review of the Office of the County Auditor County of Maui".
- NO. 18-426 - CHAIR, COST OF GOVERNMENT COMMISSION, transmitting the "COST OF GOVERNMENT COMMISSION – ANNUAL REPORT 2017-2018".
- NO. 18-427 - CHAIR, COST OF GOVERNMENT COMMISSION, transmitting the Cost of Government Commission's report on "Compliance Losses and Risk Management Practices of Maui County".
- NO. 18-428 - BUDGET DIRECTOR, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX B, REVENUES – FEES, RATES, ASSESSMENTS AND TAXES, DEPARTMENT OF HOUSING AND HUMAN CONCERNS, SPECIAL REVENUE/TRUST AND AGENCY FUND, RESIDENTIAL WORKFORCE HOUSING POLICY INCENTIVES AND EXEMPTIONS, RESIDENTIAL WORKFORCE HOUSING FAST TRACK DEVELOPMENT APPLICATION FEE".
- NO. 18-429 - CHAIR WHITE, relating to the Performance Audit of the Department of Finance.
- NO. 18-430 - COUNCILMEMBER COCHRAN, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE ESTABLISHING A NEW CHAPTER 20.24, MAUI COUNTY CODE, RELATING TO RESTRICTING THE USE AND SALE OF SINGLE-USE PLASTIC DISPOSABLE FOODWARE."
- NO. 18-431 - CHAIR, LAND USE COMMITTEE, transmitting the following:
1. A revised proposed bill entitled "A BILL FOR AN ORDINANCE REPEALING CHAPTER 19.36A, MAUI COUNTY CODE, ESTABLISHING A NEW CHAPTER 19.36B, MAUI COUNTY CODE, RELATING TO OFF-STREET PARKING AND LOADING, AND AMENDING RELEVANT SECTIONS OF THE MAUI COUNTY CODE TO INCORPORATE THE NEW CHAPTER 19.36B, MAUI COUNTY CODE";
 2. Amendment Summary Form relating to the revised proposed bill; and
 3. County Communication 18-304, from the Planning Director, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE REPEALING CHAPTER 19.36A, MAUI COUNTY CODE, AND ESTABLISHING CHAPTER 19.36B, MAUI COUNTY CODE, RELATING TO OFF-STREET PARKING AND LOADING".
- NO. 18-432 - COUNCILMEMBER CRIVELLO, transmitting a proposed resolution entitled "URGING THE HAWAII DEPARTMENT OF AGRICULTURE TO PROACTIVELY ASSESS AND DETER THE PRESENCE OF THE VARROA MITE ON MOLOKAI".

H. COMMUNICATIONS (continued):

NO. 18-433 - CHAIR WHITE, transmitting a proposed resolution entitled "AUTHORIZING THE COUNCIL CHAIR TO CONDUCT A FISCAL AND PERFORMANCE AUDIT OF THE USE, MANAGEMENT, AND EXPENDITURE OF PUBLIC FUNDS RELATING TO ENVIRONMENTAL PROTECTION AND COQUI FROG ERADICATION CONDUCTED BY THE MAUI INVASIVE SPECIES COMMITTEE".

NO. 18-434 - DIRECTOR OF WATER SUPPLY, transmitting the State of Hawaii's Commission on Water Resources Management water use reports for September 2018 for all registered well reporters in the County of Maui.

2. GENERAL COMMUNICATIONS:

NONE.

I. COMMITTEE REPORTS:

NO. 18-203 - BUDGET AND FINANCE COMMITTEE:

Recommending **ADOPTION** of resolution to amend the Fiscal Year 2019 Budget within the Department of Fire and Public Safety, by transferring funds from the Administration Program, Category B (Operations) to the following: Fire/Rescue Operations Program, Category B (Operations), \$30,000; and Fire/Rescue Operations Program, Category C (Equipment), \$220,000 to acquire a compressed air bottle filling system for Molokai, nine self-contained breathing apparatuses, a self-contained breathing apparatus flow tester, relief engine fire-fighting equipment, and repairs to the Lahaina Fire Station ladder truck.

NO. 18-204 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Section 3.08.040, Maui County Code, relating to the investment policy for County investments, by deleting the phrase "through the adoption of" and replacing it with "and may adopt," as it relates to Administrative Rules as the means by which the Director of Finance shall establish a policy on County investments; and
2. **FILING** of communication.

NO. 18-205 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to authorize the Mayor to enter into an intergovernmental agreement with the Department of the Attorney General, State of Hawaii, granting to the Department of the Prosecuting Attorney up to \$622,420 in funding for services performed for the Special Needs Advocacy Project (SNAP) for the term July 1, 2018 to June 30, 2019, with a requirement that the County provide matching funds of \$155,355; and
2. **FILING** of communication.

I. COMMITTEE REPORTS (continued):**NO. 18-206 - BUDGET AND FINANCE COMMITTEE:**

Recommending the following:

1. **FIRST READING** of bill to authorize the Mayor to enter into an intergovernmental agreement with the State of Hawaii, Department of the Attorney General, granting to the Department of the Prosecuting Attorney a maximum amount of \$55,380 for the Domestic Violence Investigation Grant Project for the period of May 1, 2018 to April 30, 2019, with a requirement that the County provide matching funds of \$18,460; and
2. **FILING** of communication.

NO. 18-207 - BUDGET AND FINANCE COMMITTEE:

Recommending **FIRST READING** of bill to amend Appendix A, Part I, Grants and Restricted Use Revenues – Schedule of Grants and Restricted Use Revenues by Departments and Programs, Fiscal Year 2019 Budget, for the Office of the Mayor, by adding a new grant entitled "Hawaii State Commission on the Status of Women," in the amount of \$6,000, to support the Maui County Committee on the Status of Women Domestic Violence Fair and the Committee's advocacy and education efforts.

NO. 18-208 - BUDGET AND FINANCE COMMITTEE:

Recommending **FIRST READING** of bill to amend Appendix A, Part I, Grants and Restricted Use Revenues – Schedule of Grants and Restricted Use Revenues by Departments and Programs, Fiscal Year 2019 Budget, for the Department of Police, by increasing the grant appropriation entitled "Department of Transportation Highway Safety Grants" by \$191,676 to address highway safety concerns.

NO. 18-209 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Appendix A, Part II, Special Purpose Revenues – Schedule of Revolving/Special Funds, Fiscal Year 2019 Budget, Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund, by amending the proviso for a land appraisal for lots located in Hana, Maui, by deleting "Maka`alae" from the location and by revising the list of lots to read TMKs: (2) 1-4-012-002, 021, 022, and 001; (2) 1-4-010-004, 008, 009, 010, 012, 014, 017, 027, 028, 029, 030, 032, 033, and 034; and (2) 1-4-007-001; and
2. **FILING** of communication.

I. COMMITTEE REPORTS (continued):**NO. 18-210 - BUDGET AND FINANCE COMMITTEE:**

Recommending the following:

1. **FIRST READING** of bill to amend the Fiscal Year 2019 Budget by 1) increasing Estimated Revenues for Bond/Lapsed Bond by \$40,000,000; 2) amending Section 4.D.1.b.(1), Department of Management, Wailuku-Kahului Community Plan Area, Government Facilities, Bond Fund, by increasing the appropriation for the Wailuku Civic Complex by \$40,000,000; and 3) adjusting the totals accordingly; and
2. **FIRST READING** of bill to amend the Fiscal Year 2019 Budget, Appendix C, Capital Improvement Projects, Department of Management, by increasing the appropriation for the Wailuku Civic Complex by \$40,000,000.

NO. 18-211 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend the Fiscal Year 2019 Budget by 1) increasing Estimated Revenues for Carryover/Savings from the General Fund by \$1,500,000 and from the Bond/Lapsed Bond Fund by \$6,334,000; 2) amending Section 3.4.f, Department of Finance, Countywide Costs, by adding Category B (Operations) an appropriation entitled "Reimbursement to the General Fund for Projects Disqualified from Tax-Exempt Bond Issuance," in the amount of \$7,834,000; 3) amending Section 4.D.1.b., Department of Management, Wailuku-Kahului Community Plan Area, Government Facilities, Wailuku Civic Complex, by increasing the appropriation for the Bond Fund by \$2,000,000 and deleting the appropriation from the General Fund; 4) amending Section 4.E.4.a., Department of Parks and Recreation, Lanai Community Plan Area, Parks and Recreation, by changing the funding source for the Lanai Park Maintenance Building and Lanai Community Center Commercial Kitchen from General Fund to Bond Fund; 5) amending Section 4.E.7.a., Paia-Haiku Community Plan Area, Parks and Recreation, by decreasing the appropriation from the General Fund for the Paia-Haiku Parks System by \$950,000 and adding an appropriation from the Bond Fund for the Paia-Haiku Parks System for \$950,000; 6) amending Section 4.E.8.a., Wailuku-Kahului Community Plan Area, Parks and Recreation, by changing the funding source for the Wells Park Master Plan Implementation from General Fund to Bond Fund; 7) amending Section 4.E.9.a., West Maui Community Plan Area, Parks and Recreation, by decreasing the appropriation from the General Fund for the West Maui Parks System by \$286,000 and adding an appropriation from the Bond Fund for the West Maui Parks System by \$286,000; 8) amending Section 4.F.1.a., Department of Police, Countywide, Government Facilities, by changing the funding source for the Countywide Police Facilities from General Fund to Bond Fund; and 9) adjusting the totals accordingly;

I. COMMITTEE REPORTS (continued):

2. **FIRST READING** of bill to amend the Fiscal Year 2019 general obligation bond authorization ordinance by 1) increasing the appropriation for the Department of Management for the Wailuku Civic Complex by \$2,000,000; 2) by adding an appropriation for the Department of Parks and Recreation for the a) Lanai Parks Maintenance Building, \$1,200,000; b) Lanai Community Center Commercial Kitchen, \$900,000; c) Paia-Haiku Parks System, \$950,000; d) Wells Park Master Plan Implementation, \$150,000; and e) West Maui Parks System, \$286,000; and 3) adding an appropriation for the Department of Police for Countywide Police Facilities in the amount of \$848,000; and
3. **FILING** of communications.

NO. 18-212 - BUDGET AND FINANCE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend the Fiscal Year 2019 Budget by 1) increasing Estimated Revenues from the Bond Fund by \$1,351,000; 2) amending Section 4.B.1.a.(1)(i), Department of Finance, Countywide, Other Projects, Bond Fund, Countywide Equipment, by a) decreasing the appropriation for the two 1500 Gallons Per Minute (GPM) pumper trucks for the Kihei and Napili Stations by \$148,000; b) adding an appropriation for a ladder truck for the Wailea Station in the amount of \$1,347,000; and c) adding an appropriation for a portion of two brush trucks, one each for the Lahaina and Kahului Fire Stations in the amount of \$152,000; and 3) adjusting the totals accordingly;
2. **FIRST READING** of bill to amend the Fiscal Year 2019 general obligation bond authorization ordinance by increasing the appropriation under the Department of Finance, Countywide, Other Projects, Countywide Equipment, by \$1,351,000, for equipment for the Department of Fire and Public Safety, Fire/Rescue Operations Program;
3. **FIRST READING** of bill to amend the Fiscal Year 2019 Budget, Appendix C, Capital Improvement Projects, by revising the appropriations under the Department of Finance, Countywide, Countywide Equipment, for the Department of Fire and Public Safety, Fire/Rescue Operations Program by 1) increasing the total appropriation by \$1,351,000; 2) appropriating \$1,552,000 for two 1500 GPM Pumper Trucks for the Napili and Kihei Fire Stations; 3) adding an appropriation for one Ladder Truck for the Wailea Fire Station in the amount of \$1,347,000; and 4) adding an appropriation for a portion of two brush trucks, one each for the Lahaina and Kahului Fire Stations in the amount of \$152,000; and
4. **FILING** of communication.

NO. 18-213 - HOUSING, HUMAN SERVICES, AND TRANSPORTATION COMMITTEE:

Recommending **FILING** of communication transmitting a proposed bill to amend Chapter 6.04, Maui County Code, relating to new definitions and exemptions for animal control.

I. COMMITTEE REPORTS (continued):NO. 18-214 - HOUSING, HUMAN SERVICES, AND TRANSPORTATION COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill authorizing the Mayor to enter into an intergovernmental agreement with the Hawaii Housing Finance and Development Corporation and State Department of Accounting and General Services to allow the County to move the Maui Bus Transit Hub from its current location at the Queen Kaahumanu Shopping Center in Kahului, Hawaii, to a portion of State property located in Kahului, Hawaii, in exchange for the State's use of the County-owned property adjacent to the State Office Building in Wailuku, Hawaii; and
2. **FILING** of communication.

NO. 18-215 - HOUSING, HUMAN SERVICES, AND TRANSPORTATION COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to codify the County's priority permitting policy for expediting the County's permit process and establishing a first-priority permit review process for 100 percent residential workforce housing projects; and
2. **FILING** of communication.

NO. 18-216 - HOUSING, HUMAN SERVICES, AND TRANSPORTATION COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Title 11, Maui County Code, to update the current provisions and establish new prohibitions and penalties relating to public transit; and
2. **FILING** of communication.

NO. 18-217 - HOUSING, HUMAN SERVICES, AND TRANSPORTATION COMMITTEE:

Recommending **FIRST READING** of bill to amend Titles 2, 3, and 14, Maui County Code, to establish a fast track development process for 100 percent residential workforce housing projects.

NO. 18-218 - LAND USE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Section 19.04.040, Maui County Code, by amending the definition of "lot width" to mean the diameter of the largest circle that can be inscribed within the lot lines; and
2. **FILING** of communication.

I. COMMITTEE REPORTS (continued):

NO. 18-219 - LAND USE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to grant a Community Plan Amendment from Public/Quasi-Public to Single-Family for an 11,760-square-foot parcel at 337 Houston Street, Lanai City, Hawaii, identified for real property tax purposes as tax map key (2) 4-9-007:029, to correct mapping errors;
2. **FIRST READING** of bill to grant a Change in Zoning from P-1 Public/Quasi-Public District to R-1 Residential District for an 11,760-square-foot parcel at 337 Houston Street, Lanai City, Hawaii, identified for real property tax purposes as tax map key (2) 4-9-007:029, to correct mapping errors; and
3. **FILING** of communication.

NO. 18-220 - LAND USE COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution to transmit to the Maui Planning Commission a proposed bill to grant a Change in Zoning for a 6.943-acre parcel identified for real property tax purposes as tax map key (2) 3-9-004:141, Kihei, Maui, Hawaii, to facilitate the development of an affordable housing project; and
2. **FILING** of communication.

NO. 18-221 - LAND USE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Chapter 20.08, Maui County Code, to preserve and protect sensitive historic, cultural, and archaeological sites, and unmarked human burial sites by clarifying the grading and grubbing permit process; and
2. **FILING** of communication.

NO. 18-222 - LAND USE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to preserve and protect the County's finite natural resources by amending Title 19, Maui County Code, relating to resource extraction and resource processing; and
2. **FILING** of communication.

NO. 18-223 - LAND USE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend Title 19, Maui County Code, relating to accessory dwellings, including amendments to allow more accessory dwellings on Maui and increase the maximum floor area of accessory dwellings; and
2. **FILING** of communications.

I. COMMITTEE REPORTS (continued):**NO. 18-224 - PARKS, RECREATION, ENERGY, AND LEGAL AFFAIRS COMMITTEE:**

Recommending **FILING** of correspondence transmitting proposed resolutions to authorize the employment of special counsel in David Taylor v. Alan Arakawa, et al., Civil 18-1-0056(1).

NO. 18-225 - PARKS, RECREATION, ENERGY, AND LEGAL AFFAIRS COMMITTEE:

Recommending **FILING** of correspondence transmitting a proposed resolution to authorize settlement of County of Maui v. Kehalani Holdings Company, Inc., et al., Civil 11-1-0311 (3).

NO. 18-226 - PARKS, RECREATION, ENERGY, AND LEGAL AFFAIRS COMMITTEE:

Recommending **ADOPTION** of resolution authorizing settlement of Claim 30154560286-0001 of Zita Mendoza Morales.

With reference to this agenda item, one or more executive meetings are anticipated pursuant to Section 92-5(a)(4), Hawaii Revised Statutes, to consult with legal counsel on questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee; and Section 92-5(a)(8), Hawaii Revised Statutes, to deliberate or make a decision upon a matter that requires the consideration of information that must be kept confidential pursuant to a State or Federal law, or a court order.

NO. 18-227 - PARKS, RECREATION, ENERGY, AND LEGAL AFFAIRS COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to repeal Section 13.16.040, Maui County Code, relating to the golf course special fund; and
2. **FILING** of communications.

NO. 18-228 - PLANNING COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to update the Paia-Haiku Community Plan (1995), consistent with Ordinance 3941 (2012), by conditionally allowing Short-Term Rental Homes in the Community Plan Area;
2. **FIRST READING** of bill to amend Chapter 19.65, Maui County Code, to provide that Short-Term Rental Home permits shall not be issued for properties abutting the shoreline in the Paia-Haiku Community Plan Area, consistent with the Community Plan; and
3. **FILING** of communication.

I. COMMITTEE REPORTS (continued):NO. 18-229 - PLANNING COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill to amend the Kihei-Makena Community Plan and Land Use Map from Single-Family to Hotel to reflect the existing hotel use on approximately 1.119 acres of State-owned property situated at 2980 South Kihei Road, Kihei, Maui, Hawaii, identified for real property tax purposes as tax map key (2) 3-9-004:029;
2. **FIRST READING** of bill to grant a two-year Conditional Permit to Ruby & Sons Hospitality, LLC, to allow for the construction and use of an offsite parking lot within the County Park District, on approximately 35,932 square feet of State-owned property on South Kihei Road, Kihei, Maui, Hawaii, identified for real property tax purposes as tax map key (2) 3-9-004:149; and
3. **FILING** of communication.

NO. 18-230 - POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE:

Recommending **ADOPTION** of resolution approving the appointment of Justin Bibee to the Commission on Children and Youth for a term expiring on March 31, 2021.

NO. 18-231 - POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE:

Recommending **ADOPTION** of resolution approving the appointment of James Jones to the Kula Agricultural Park Committee for a term expiring on March 31, 2020.

NO. 18-232 - POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution approving the appointments of Joseph Aquino, Ravi Bugga, Yvette Joyce Celiz, Donald Robert Gerbig, Dawn Hegger-Nordblom, Rick Mejia Nava, Kai Nishiki, Joseph D. Pluta, and Leilani Reyes Pulmano, and disapproving the appointments of Lee Allen Chamberlain, Karen J. Comcowich, Paul I. Laub, Michele L. Lincoln, Dylan G. Payne, and Leo Joseph Thiner-Brickey to the West Maui Community Plan Advisory Committee; and
2. **FILING** of communication.

NO. 18-233 - POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill authorizing the Mayor of the County of Maui to enter into an intergovernmental agreement with the State of Hawaii to fulfill Federal and State transportation planning requirements relating to the Maui Metropolitan Planning Organization;
2. **FIRST READING** of bill amending Section 2.35.040, Maui County Code, relating to policy board membership; and
3. **FILING** of communications.

I. COMMITTEE REPORTS (continued):**NO. 18-234 - POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE:**

Recommending the following:

1. **FIRST READING** of bill amending Chapter 8.20, Maui County Code, to expand the definition of "smoke" or "smoking" to include any lighted or heated tobacco product or plant product intended for inhalation, including the use of an electronic smoking device, and to make that expanded definition applicable to the designated areas in which smoking is prohibited; and
3. **FILING** of communication.

NO. 18-235 - POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill authorizing the Mayor to enter into an intergovernmental agreement with the Maui County Workforce Development Board and the American Job Center Network Partners relating to one-stop delivery of online and in-person workforce development services; and
2. **FILING** of communication.

NO. 18-236 - POLICY, ECONOMIC DEVELOPMENT, AND AGRICULTURE COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill amending Title 3, Maui County Code, by adding a new Chapter 3.75, relating to community facilities districts; and
2. **FILING** of communication.

J. RESOLUTIONS:

NONE.

K. ORDINANCES - SECOND AND FINAL READING:

BILL NO. 107 (2018) - "A BILL FOR AN ORDINANCE AMENDING CHAPTER 12.24A, MAUI COUNTY CODE, RELATING TO EXCEPTIONAL TREES"

BILL NO. 108 (2018) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH U.S. GEOLOGICAL SURVEY, PACIFIC ISLANDS WATER SCIENCE CENTER, UNITED STATES DEPARTMENT OF THE INTERIOR"

BILL NO. 109 (2018) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII, DEPARTMENT OF THE ATTORNEY GENERAL, REGARDING GRANT OF FUNDS FOR THE STOP VIOLENCE AGAINST WOMEN FORMULA GRANT PROGRAM"

K. ORDINANCES - SECOND AND FINAL READING (continued):

- BILL NO. 110 (2018) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH U.S. GEOLOGICAL SURVEY, PACIFIC ISLANDS WATER SCIENCE CENTER, UNITED STATES DEPARTMENT OF THE INTERIOR (COOPERATIVE WATER-RESOURCE MONITORING PROGRAM)"
- BILL NO. 111 (2018) - "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 CONDUCT AN AUDIT TO MEET THE REPORTING REQUIREMENTS UNDER GOVERNMENTAL ACCOUNTING STANDARDS BOARD STATEMENT NUMBER 75"
- BILL NO. 112 (2018) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO THE OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM"
- BILL NO. 113 (2018) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX A, PART I, GRANTS AND RESTRICTED USE REVENUES - SCHEDULE OF GRANTS AND RESTRICTED USE REVENUES BY DEPARTMENTS AND PROGRAMS, EMERGENCY MANAGEMENT AGENCY (STATE HOMELAND SECURITY GRANT (SHSG) PROGRAM)"
- BILL NO. 114 (2018) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX A, PART I, GRANTS AND RESTRICTED USE REVENUES - SCHEDULE OF GRANTS AND RESTRICTED USE REVENUES BY DEPARTMENTS AND PROGRAMS, EMERGENCY MANAGEMENT AGENCY (FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) PRE-DISASTER MITIGATION PROGRAM)"
- BILL NO. 115 (2018) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE HAWAII EMERGENCY MANAGEMENT AGENCY, DEPARTMENT OF DEFENSE, STATE OF HAWAII FOR PRE-DISASTER MITIGATION GRANT FUNDS"
- BILL NO. 116 (2018) - "A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2019 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2019, KAUNOA SENIOR SERVICES LEISURE PROGRAM ACTIVITIES REVOLVING FUND"

K. ORDINANCES - SECOND AND FINAL READING (continued):

BILL NO. 117 (2018) - "A BILL FOR AN ORDINANCE TO AMEND THE STATE LAND USE DISTRICT CLASSIFICATION FROM AGRICULTURAL DISTRICT TO URBAN DISTRICT (CONDITIONAL BOUNDARY AMENDMENT) FOR 14.416 ACRES SITUATED AT WAIKAPU, MAUI, HAWAII, TAX MAP KEY (2) 3-5-001:064"

BILL NO. 118 (2018) - "A BILL FOR AN ORDINANCE GRANTING SPRINT WIRELESS A CONDITIONAL PERMIT TO ALLOW THE INSTALLATION OF A WIRELESS TELECOMMUNICATION FACILITY CONSISTING OF A THIRTY-FIVE (35) FOOT MONOPALM TOWER WITH AN ADDITIONAL FIVE (5) FEET OF PALM FRONDS AT THE TOP, AND A 200 SQUARE-FOOT LEASE AREA TO CONTAIN EQUIPMENT ON THE GROUND; LOCATED IN THE A-2 APARTMENT DISTRICT, FOR PROPERTY SITUATED AT 3740 LOWER HONOAPIILANI ROAD AND IDENTIFIED AS TAX MAP KEY NUMBER (2) 4-3-006:004, LAHAINA, MAUI, HAWAII"

BILL NO. 119 (2018) - "A BILL FOR AN ORDINANCE AMENDING SECTION 2.80B.070, MAUI COUNTY CODE, TO ADOPT THE UPDATED MOLOKA'I ISLAND COMMUNITY PLAN"

L. UNFINISHED BUSINESS:

NONE.

NOTE: "BOARD PACKETS", AS DEFINED IN SECTION 92-7.5 OF THE HAWAII REVISED STATUTES, ARE AVAILABLE FOR INSPECTION AT THE OFFICE OF THE COUNTY CLERK, 200 SOUTH HIGH STREET, WAILUKU, HAWAII. "BOARD PACKETS" ARE ALSO AVAILABLE ELECTRONICALLY AS SOON AS PRACTICABLE UPON REQUEST.

ITEMS LISTED ON THE AGENDA MAY BE ACCESSED AT MAUICOUNTY.LEGISTAR.COM.

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.