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**COUNCIL OF THE COUNTY OF MAUI** 2020 MAY 19 PM 3: 25

**A G E N D A**

OFFICE OF THE  
COUNTY CLERK

Regular Meeting of May 26, 2020  
9:00 a.m.

Meeting Site: Online Only via BlueJeans link <https://maui.bluejeans.com/295235670>

Please contact the Office of the County Clerk for more information.

Meeting will be televised on Akaku: Maui Community Media, Channel 53, and  
livestreamed on <https://mauicounty.legistar.com>

website: <http://co.maui.hi.us/Archive.aspx?AMID=226>  
e-mail: [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us)

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**ORAL OR WRITTEN TESTIMONY**

ORAL OR WRITTEN TESTIMONY on any agenda item will be accepted. Each testifier 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 An individual's request to testify may be deemed withdrawn if the individual does not answer when called to testify.

Individuals may provide oral testimony by phone or videoconference. To join the meeting by phone, call 1-408-317-9253 and input meeting code 295235670. To join by videoconference, use the following link: <https://maui.bluejeans.com/295235670>.

If the connection between any testifier and the videoconference 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 may contact the Office of the County Clerk (808-270-7748) prior to the meeting.

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

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A. ROLL CALL

B. OPENING REMARKS: COUNCILMEMBER YUKI LEI SUGIMURA

C. PLEDGE OF ALLEGIANCE

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D. TESTIMONY ON CEREMONIAL RESOLUTIONS

E. CEREMONIAL RESOLUTIONS:

NONE.

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONY

G. MINUTES:

Regular Meeting of March 13, 2020  
Emergency Meeting of March 20, 2020

H. COMMUNICATIONS:

1. COUNTY COMMUNICATIONS:

- NO. 20-276 - DIRECTOR OF FINANCE, transmitting 56 contracts/grants for April 2020.
- NO. 20-277 - DIRECTOR OF FINANCE, notifying of the transfer of \$36,195 from Countywide Costs – Self-Insurance to the Department of Police – Technical and Support Services – Motor Pool.
- NO. 20-278 - DIRECTOR OF HOUSING AND HUMAN CONCERNS, transmitting the notice of grant award of additional funding related to the CARES Act from the U.S. Department of Housing & Urban Development for the Section 8 Housing Choice Voucher Program Grant in the amount of \$340,142.
- NO. 20-279 - DIRECTOR OF HOUSING AND HUMAN CONCERNS, transmitting a copy of the notice of intent to award CARES Act Stimulus funds from the State of Hawaii, Executive Office on Aging, for the Title III Programs Grant in the amount of \$531,383.
- NO. 20-280 - PROSECUTING ATTORNEY, transmitting a copy of the grant award from the Office of Justice Programs, U.S. Department of Justice, for the BJA FY20 Coronavirus Emergency Supplemental Funding Program, in the amount of \$260,083.
- NO. 20-281 - MAYOR, informing of a vacancy on the Real Property Tax Review Board due to the resignation of Jonathan Lubera.
- NO. 20-282 - MAYOR, informing of a vacancy on the Cost of Government Commission due to the resignation of Barbara Mattson.
- NO. 20-283 - MAYOR, informing of a vacancy on the Board of Water Supply due to the resignation of Hanna Mounce.
- NO. 20-284 - DIRECTOR OF PERSONNEL SERVICES, informing of the abolishment of positions in various County departments.

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**H. COMMUNICATIONS (continued):**

- NO. 20-285 - DIRECTOR OF FINANCE, informing of the acceptance of a Warranty Deed for Road Widening Lot 2-B, Land Court Application 1142, TMK: (2) 3-4-013:098 POR.
- NO. 20-286 - DIRECTOR OF FINANCE, informing of the acceptance of Drainage Easements A-97 & A, TMK: (2) 2-3-056:097 POR & (2) 2-3-055:069 POR.
- NO. 20-287 - DIRECTOR OF WATER SUPPLY, transmitting the Department of Water Supply's Monthly Source Report and Groundwater Use Report for the month ending April 2020.
- NO. 20-288 - DIRECTOR OF WATER SUPPLY, transmitting the State of Hawaii's Commission on Water Resource Management water use reports for March 2020 for all registered well reporters in the County of Maui.
- NO. 20-289 - CHAIR, GOVERNANCE, ETHICS, AND TRANSPARENCY COMMITTEE, transmitting the following proposed resolutions entitled:
1. "APPOINTMENT OF MEMBERS TO THE CIVIL SERVICE COMMISSION FOR THE COUNTY OF MAUI";
  2. "APPOINTMENT OF MEMBERS TO THE LIQUOR CONTROL COMMISSION FOR THE COUNTY OF MAUI"; and
  3. "APPOINTMENT OF MEMBERS TO THE MAUI PLANNING COMMISSION FOR THE COUNTY OF MAUI".
- NO. 20-290 - COUNCILMEMBER SUGIMURA, transmitting a proposed resolution entitled "SUPPORTING MAUI COUNTY'S HEALTHCARE WORKERS, FIRST RESPONDERS, AND OTHER ESSENTIAL WORKERS AT THE FRONT LINES OF THE COVID-19 PANDEMIC".
- NO. 20-291 - CHAIR, COST OF GOVERNMENT COMMISSION, transmitting the Cost of Government Commission's Report on the County of Maui's Grant to the Maui Visitors Bureau, dated April 2020.
- NO. 20-292 - DIRECTOR OF FINANCE, transmitting two reports on the settlement of claims as of March 31, 2020.
- NO. 20-293 - DIRECTOR OF FINANCE, transmitting the Director of Finance's Quarterly Report for Fiscal Year July 1, 2019 to June 30, 2020 and the Capital Improvement Projects Report as of March 31, 2020.
- NO. 20-294 - BUDGET DIRECTOR, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 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, DEPARTMENT OF FINANCE (CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT))".

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**H. COMMUNICATIONS (continued):**

- NO. 20-295 - BUDGET DIRECTOR, transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C – CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF PARKS AND RECREATION; COUNTYWIDE; COUNTYWIDE PARKS AMERICANS WITH DISABILITIES ACT (ADA) IMPROVEMENTS; COUNTYWIDE PARK PLAYGROUND IMPROVEMENTS".
- NO. 20-296 - CHAIR, ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE, transmitting County Communication 20-42, from the Director of Finance, 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' RETIREMENT SYSTEM OF THE STATE OF HAWAII".
- NO. 20-297 - COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ, relating to Maui County grants procedures.
- NO. 20-298 - COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ, transmitting a proposed resolution entitled "ESTABLISHING THE MĀLAMA MAUI COUNTY PLEDGE".
- NO. 20-299 - DIRECTOR OF FINANCE, transmitting a proposed resolution entitled "AUTHORIZING THE EMPLOYMENT OF SPECIAL COUNSEL ORRICK, HERRINGTON & SUTCLIFFE LLP, FOR THE COUNTY OF MAUI 2020 GENERAL OBLIGATION BOND ISSUANCE".
- NO. 20-300 - DIRECTOR OF PARKS AND RECREATION, transmitting the semiannual report regarding park dedications for each community plan area for the period of October 1, 2019 through March 31, 2020.
- NO. 20-301 - DIRECTOR OF PARKS AND RECREATION, transmitting a proposed resolution entitled "AUTHORIZING THE ISSUANCE OF A PERMIT OF ELEVEN CONSECUTIVE DAYS FOR USE OF THE HANA BALL PARK, HANA BEACH PARK, HELENE HALL, HANA COMMUNITY CENTER MAIN HALL AND HANA COUNTY PARKING LOTS FOR THE 2020 FESTIVALS OF ALOHA PURSUANT TO SECTION 13.04A.100(D), MAUI COUNTY CODE".
- NO. 20-302 - COUNCILMEMBER SUGIMURA, relating to the development or review of a county wide system for online invoicing and online payment.

**2. GENERAL COMMUNICATIONS:**

NONE.

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**I. COMMITTEE REPORTS:****NO. 20-50 - ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE:**

Recommending the following:

1. **FIRST READING** of bill to appropriate estimated revenues for the operating and capital improvement budget for Fiscal Year July 1, 2020 to June 30, 2021;
2. **FIRST READING** of bill to set forth the Capital Program for Fiscal Year 2021 through Fiscal Year 2026;
3. **FIRST READING** of bill to authorize the issuance of \$70,305,321 of general obligation bonds for various capital improvement projects;
4. **FIRST READING** of bill to reauthorize the use of \$1,577,679 in lapsed bond proceeds for the Department of Management, Wailuku-Kahului Community Plan Area, Government Facilities, New County Service Center project;
5. **FIRST READING** of bill to authorize the Mayor to enter into an intergovernmental agreement to finance various wastewater projects, with funds not to exceed \$13,000,000;
6. **FIRST READING** of bill to amend Sections 3.55.020 and 3.55.040, Maui County Code, relating to disposal of vehicles and the Environmental Protection and Sustainability Fund;
7. **FIRST READING** of bill to add a new Chapter 3.27, Maui County Code, relating to a Vehicle Disposal Fee Fund;
8. **FIRST READING** of bill to amend Section 2.44.015, Maui County Code, relating to salaries of Deputies Corporation Counsel and Deputies Prosecuting Attorney, retroactive to January 1, 2020;
9. **FIRST READING** of bill to amend Section 2.08.060, Maui County Code, to adjust the pay ranges for employees of the Legislative Branch, effective July 1, 2020;
10. **ADOPTION** of resolution to amend Resolution 19-76, relating to the salary of the Director of Council Services;
11. **ADOPTION** of resolution to amend Resolution 19-9, Draft 1, relating to the salary of the Supervising Legislative Attorney;
12. **ADOPTION** of resolution to amend Resolution 19-103, relating to annual step increases for employees in the Office of Council Services;
13. **ADOPTION** of resolution to amend Resolutions 19-175 and 19-181, relating to annual step increases for Legislative Analysts in the Office of Council Services;

I. COMMITTEE REPORTS (continued):

- 14. **ADOPTION** of resolution relating to fuel tax rates for the County of Maui, effective July 1, 2020;
- 15. **FILING** of County Communication 20-56;
- 16. **FILING** of County Communication 20-114; and
- 17. **FILING** of County Communication 20-229.

J. RESOLUTIONS:

NONE.

K. ORDINANCES - SECOND AND FINAL READING:

BILL NO. 57 (2020) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 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, DEPARTMENT OF FINANCE (CORONAVIRUS RELIEF FUND AND OTHER COVID-19 RELATED GRANTS)"

BILL NO. 58 (2020) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; DEPARTMENT OF POLICE, WAILUKU-KAHULUI COMMUNITY PLAN AREA, GOVERNMENT FACILITIES, BOND FUND, WAILUKU POLICE STATION FUEL TANK REPLACEMENT; TOTAL OPERATING APPROPRIATIONS; AND TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)"

BILL NO. 59 (2020) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C – CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF POLICE, WAILUKU-KAHULUI COMMUNITY PLAN AREA (WAILUKU POLICE STATION FUEL TANK REPLACEMENT)"

BILL NO. 60 (2020) - "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 4985, BILL NO. 34 (2019), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE, SALE AND DELIVERY OF SAID BONDS (DEPARTMENT OF POLICE – WAILUKU POLICE STATION FUEL TANK REPLACEMENT)"

L. UNFINISHED BUSINESS:

COUNTY COMMUNICATIONS:

NO. 20-245 - CHAIR, ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE,  
transmitting a proposed resolution entitled "ADOPTING THE FUEL TAX  
RATES FOR THE COUNTY OF MAUI, EFFECTIVE JULY 1, 2020".

**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 DURING THE HOURS OF 10:00 A.M. AND 2:00 P.M. BY APPOINTMENT ON REGULAR BUSINESS DAYS. "BOARD PACKETS" ARE ALSO AVAILABLE ELECTRONICALLY AS SOON AS PRACTICABLE UPON REQUEST.**

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