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COUNCIL OF THE COUNTY OF MAUI 2020 AUG 20 PM 3: 32

A G E N D A

Regular Meeting of August 28, 2020
9:00 a.m.

OFFICE OF THE
COUNTY CLERK

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

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 An individual's request to testify may be deemed withdrawn if the individual does not answer when called to testify.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 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.

A. ROLL CALL

B. OPENING REMARKS: COUNCILMEMBER MICHAEL J. MOLINA

C. PLEDGE OF ALLEGIANCE

D. TESTIMONY ON CEREMONIAL RESOLUTIONS

E. CEREMONIAL RESOLUTIONS:

NONE.

F. PRESENTATION OF WRITTEN OR ORAL TESTIMONY

G. MINUTES:

Regular Meeting of June 5, 2020
Regular Meeting of June 19, 2020

H. COMMUNICATIONS:

1. COUNTY COMMUNICATIONS:

- NO. 20-424 - CHIEF OF POLICE, informing of the receipt of \$577.50 in Forfeiture Funds from the Department of Attorney General, State of Hawaii.
- NO. 20-425 - CHIEF OF POLICE, transmitting a copy of the Memorandum of Agreement Modification No. 1, with the Department of Health, Alcohol and Drug Abuse Division for the Prohibiting Tobacco Sales to Persons Under the Age of Twenty-One program in the amount of \$11,000.
- NO. 20-426 - CHIEF OF POLICE, transmitting the grant modification from the Office of National Drug Control Policy for the 2019 High Intensity Drug Trafficking Areas grant to increase the budget by \$68,500.
- NO. 20-427 - DIRECTOR OF HOUSING AND HUMAN CONCERNS, transmitting the notice of grant award of additional funds related to the CARES Act from the U.S. Department of Housing & Urban Development for the Section 8 Housing Choice Voucher Program in the amount of \$423,813.
- NO. 20-428 - COUNCIL CHAIR LEE, transmitting a proposed resolution entitled "CREATING AND EXPANDING WORKFORCE DEVELOPMENT PROGRAMS TO GET MAUI COUNTY RESIDENTS BACK TO WORK".
- NO. 20-429 - COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ, relating to amending the Maui County Code to help incentivize the increased development of affordable housing and residential workforce housing inventory in Maui County.
- NO. 20-430 - DIRECTOR OF FINANCE, relating to the annual inventory report regarding County property for the period ending June 30, 2020.

H. COMMUNICATIONS (continued):

NO. 20-431 - COUNCIL VICE-CHAIR RAWLINS-FERNANDEZ, relating to the Fiscal Year 2021 appropriation for other post-employment benefits.

NO. 20-432 - COUNCILMEMBER MOLINA, relating to the Social Host Liability regulations.

NO. 20-433 - COUNCIL CHAIR LEE, relating to a status report on COVID-19 testing and tracing in Maui County.

2. GENERAL COMMUNICATIONS:

NONE.

I. COMMITTEE REPORTS:

NO. 20-102 - GOVERNANCE, ETHICS, AND TRANSPARENCY COMMITTEE:

Recommending **ADOPTION** of resolution approving the appointment of Jerry Edlao to the Maui Planning Commission, for a term expiring on March 31, 2022.

NO. 20-103 - GOVERNANCE, ETHICS, AND TRANSPARENCY COMMITTEE:

Recommending **FILING** of correspondence relating to Courtlandt Dixon Gates and Natalie Gates, Trustees of the Courtlandt and Natalie Gates 2006 Trust, dated July 31, 2006 v. County of Maui, et al., Second Circuit Court, Civil 2CCV-20-0000111.

With reference to this agenda item, one or more executive meetings are anticipated in accordance with 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.

NO. 20-104 - GOVERNANCE, ETHICS, AND TRANSPARENCY COMMITTEE:

Recommending **ADOPTION** of resolution to authorize settlement of Hawaii Wildlife Fund, et al. v. Department of Public Works, County of Maui, et al.; Civil 19-1-0053(3).

With reference to this agenda item, one or more executive meetings are anticipated in accordance with 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.

I. COMMITTEE REPORTS (continued):NO. 20-105 - HEALTHY FAMILIES AND COMMUNITIES COMMITTEE:

Recommending the following:

1. **ADOPTION** of resolution authorizing acceptance of a donation of eight soccer goals valued at \$14,239.57 to the Department of Parks and Recreation from Hawaii Youth Soccer Association – Maui; and
2. **FILING** of communication.

NO. 20-106 - WATER, INFRASTRUCTURE, AND TRANSPORTATION COMMITTEE:

Recommending the following:

1. **FIRST READING** of bill renaming Hale Māka'i, also known as the Maui Police Department Headquarters and the Wailuku Police Station, to Joseph C. Cravalho Hale Māka'i; and
2. **FILING** of communication.

J. RESOLUTIONS:

NONE.

K. ORDINANCES - SECOND AND FINAL READING:

BILL NO. 82 (2020) - "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"

BILL NO. 83 (2020) - "A BILL FOR AN ORDINANCE ADOPTING THE DIGITAL ZONING MAP AS THE OFFICIAL ZONING MAP FOR THE ISLAND OF LANA'I"

BILL NO. 84 (2020) - "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES, STATE OF HAWAII (DLNR), RELATED TO MAINTENANCE OF MĀKENA-KEONE'Ō'IO ROAD AND THE 'ĀHIHI-KĪNA'U NATURAL AREA RESERVE"

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

BILL NO. 85 (2020) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2021 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 POLICE (MAUI POLICE FOUNDATION)"

BILL NO. 86 (2020) - "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2021 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 POLICE (STATE E911 WIRELESS COMMISSION)"

L. UNFINISHED BUSINESS:

1. COUNTY COMMUNICATIONS:

NO. 20-379 - COUNCIL CHAIR LEE, transmitting a proposed resolution entitled, "PRIORITIZING MAUI COUNTY BUSINESSES FOR PUBLICLY FUNDED JOBS AND PROJECTS".

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.